

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

WEDNESDAY, THE 30TH DAY OF SEPTEMBER 2015/8TH ASWINA, 1937

Bail Appl..No. 5830 of 2015 ()

CRIME NO. 1012/2015 OF ALATHUR POLICE STATION, PALAKKAD DISTRICT

APPLICANT/ACCUSED NO.2 :

**SHAHUL HAMEED, AGED 25 YEARS
S/O.ABDUL ASEES, KAROTTUGRAMAM, PERUMKULAM
ALATHUR, PALAKKAD.**

BY ADV. SRI.V.A.JOHNSON (VARIKKAPPALLIL)

RESPONDENT/COMPLAINANT :

**STATE OF KERALA
REPRESENTED BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SMT. R. REMA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30-09-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

A.HARIPRASAD, J.

B.A.No.5830 of 2015

Dated this the 30th day of September, 2015

O R D E R

Application filed under Section 439 of the Code of Criminal Procedure.

2. Petitioner is the second accused in Crime No.1012 of 2015 of Alathur Police Station registered for the offences punishable under Section 392 r/w Section 34 of the Indian Penal Code.

3. Prosecution case is that on a day in the month of February, 2013 at about 08.00 p.m., the petitioner along with other accused trespassed into the property of the *de facto* complainant and snatched away his gold chain weighing 1.5 sovereigns.

4. Heard the learned counsel for the petitioner and the learned Public Prosecutor.

5. The petitioner remains in custody from 01.09.2015 onwards. Investigation has advanced to a considerable extent. Petitioner is not involved in any other offence earlier. Hence, I am inclined to grant bail to the

petitioner with the following conditions:

- (a) The petitioner shall be released on bail on his executing a bond for ₹25,000/- (Rupees twenty five thousand only) with two solvent sureties for the like sum to the satisfaction of the learned magistrate having jurisdiction.
- (b) The sureties shall produce documents to establish their identity and solvency. The learned Magistrate need not insist on solvency certificate, but other documents can also be perused to find out whether the sureties are solvent or not.
- (c) The petitioner shall appear before the Investigating Officer on all Mondays and Thursdays between 09.00 a.m and 10.00 a.m. until the final report is filed.
- (d) The petitioner shall not intimidate or attempt to influence the witnesses.
- (e) The petitioner shall not in any manner interfere or meddle with the investigation.

- (f) The petitioner shall not, during the period of this bail get involved in any offence.

In case any of the above conditions is violated, bail granted hereby is liable to be cancelled for which the investigating officer may move application before the jurisdictional magistrate.

Sd/-
A.HARIPRASAD, JUDGE.

AS

/True Copy/

P.A to Judge