

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. 5883 of 2015

CRIME NO. 844/2015 OF VADAKKEKAD POLICE STATION , THRISSUR DISTRICT

PETITIONER(S) :

**RISHAD, AGED 28 YEARS,
S/O.ALIKUTTY, VALIYIL HOUSE, P.O.NJAMANANGHAD,
CHAVAKKAD TALUK, THRISSUR DISTRICT.**

BY ADV. SRI.RAJIT

RESPONDENT(S) :

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

BY PUBLIC PROSECUTOR SMT.TY.LALIZA

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

Msd.

A.HARIPRASAD, J.

B.A. No.5883 of 2015

Dated this the 30th day of September, 2015

ORDER

Petitioner, who is the first accused in Crime No.844 of 2015 of Vadakkekad Police Station registered for offences punishable under Sections 143, 147, 148, 452, 341, 323, 324 and 308 of the Indian Penal Code, seeks bail under Section 438 of the Code of Criminal Procedure.

2. Prosecution case is that on 13.09.2015 at 1.00 p.m., the accused persons trespassed into the toddy shop and attacked the defacto complainant with dangerous weapons like iron pipe.

3. Heard both sides.

4. Learned Prosecutor submitted that the petitioner used the iron pipe to attack the defacto complainant. He sustained injuries in the incident.

Considering the nature of allegations, I am not inclined to grant pre-arrest bail to the petitioner. Hence the following order:

In the event the petitioner surrenders before the investigating officer in two weeks, he shall be questioned and thereafter he shall be produced before the Magistrate having jurisdiction on the date of surrender itself. If the petitioner moves for bail, the court below shall consider the bail

application on merits as expeditiously as possible. If the petitioner does not surrender before the investigating officer within the said time, the investigating officer is free to arrest him, as if no order is passed in this case.

Application is disposed of.

A. HARIPRASAD, JUDGE.

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