

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

TUESDAY, THE 29TH DAY OF SEPTEMBER 2015/7TH ASWINA, 1937

Bail Appl..No. 5890 of 2015

CRIME NO. 753/2015 OF KALPETTA POLICE STATION , WAYANAD DISTRICT

PETITIONER(S)/1ST ACCUSED :

**VIJESH A.V, AGED 25 YEARS,
S/O.MADHAVAN @ ANDI, EROL HOUSE, AYAROTT,
KODOM YAMSOM, KODOTH, ODAYANCHAL,
KANHANGAD, KASARGOD-671 531.**

**BY ADVS.SRI.PHILIP T.VARGHESE
SRI.THOMAS T.VARGHESE
SMT.ACHU SUBHA ABRAHAM
SMT.MONISHA.K.R.
SRI.DENNY VARGHESE
SMT.CHITHRA CHANDRASEKHARAN**

RESPONDENT(S)/COMPLAINANT :

**STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM,
REPRESENTING THE STATION HOUSE OFFICER,
KALPETTA POLICE STATION-673 121.**

BY PUBLIC PROSECUTOR SMT.R.REMA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 29-09-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

A.HARIPRASAD, J.

B.A.No.5890 of 2015

Dated this the 29th day of September, 2015

O R D E R

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

2. Petitioner is the accused in Crime No.753 of 2015 of Kelpeta Police Station registered for the offences punishable under Sections 406, 420 and 506(ii) r/w Section 34 of the Indian Penal Code.

3. Heard both sides.

4. Even though the order passed by the learned Judicial First Class Magistrate, Kalpetta shows the said crime number, learned Public Prosecutor submitted that the offences involved in Crime No.753 of 2015 of the Kalpetta Police Station are under Sections 366A and 376 (2)(i) of the Indian Penal Code and Sections 3 and 4 of the Protection of Children from Sexual Offences Act.

The petitioner has no case that he is involved in such offences. Therefore, in the absence of correct crime

number and other details his application for bail cannot be considered. Hence, the bail application is dismissed.

Sd/-

A.HARIPRASAD, JUDGE.

AS

/True Copy/

P.A. to Judge