

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

THURSDAY, THE 1ST DAY OF OCTOBER 2015/9TH ASWINA, 1937

Bail Appl..No. 5895 of 2015

CRIME NO. 185/2015 OF MALOOR POLICE STATION, KANNUR DISTRICT.
.....

PETITIONER/ACCUSED NO.2:

**FAIZAL K, S/O.MUHAMMED,
AGED 21 YEARS, KOLLAMPARAMBA,
KANHILERI, KANNUR DISTRICT.**

BY ADV. SRI.CIBI THOMAS

RESPONDENT(S)/COMPLAINANT/STATE:

- 1. SUB INSPECTOR OF POLICE,
MALOOR POLICE STATION,
KANNUR DISTRICT - 673 001.**
- 2. STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM - 682 031.**

BY PUBLIC PROSECUTOR SMT.T.Y.LALIZA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 01-10-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

mbr/

A.HARIPRASAD, J.

B.A. No.5895 of 2015

Dated this the 1st day of October, 2015

ORDER

Petition under Section 438 of the Code of Criminal Procedure.

2. Petitioner is the accused in Crime No.185 of 2015 of Maloor Police Station registered for offences punishable under Sections 7, 9(f) r/w Section 10 of Protection of Children from Sexual Offences Act.

3. Prosecution case, in short, is that on 05-06-2015 at about 9.00 a.m., while the petitioner was working as a teacher in Madrassa committed sexual assault on a girl by touching her private parts inside the room in a mosque and thereby committed the aforementioned offences.

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

5. I have perused the case diary. Materials in the case diary disprove *prima facie* the plea of total innocence raised by

the petitioner. I am of the view that custodial interrogation is necessary in this case. Hence, the bail application dismissed.

Sd/-
A.HARIPRASAD,
JUDGE.

//True copy//

P.A to Judge

amk