

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

WEDNESDAY, THE 14TH DAY OF OCTOBER 2015/22ND ASWINA, 1937

Bail Appl..No. 6077 of 2015 ()

**CRIME NO. 1132/2015 OF CHIRAYINKEEZHU POLICE STATION,
THIRUVANANDAPURAM**

PETITIONER/ACCUSED NO. 1 :

**PRAVEEN P.V., AGED 27 YEARS,
S/O. PRABHAKARAN, VIJAYABHAVAN, POIKAVILA,
MUDAPURAM, THIRUVANANTHAPURAM.**

BY ADV. SRI.LIJU. M.P

RESPONDENTS/COMPLAINANT :

**STATE OF KERALA
REP. BY SUB INSPECTOR OF POLICE,
CHIRAYINKEEZHU POLICE STATION,
THIRUVANANTHAPURAM DIST.,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY SENIOR PUBLIC PROSECUTOR SRI. C. RASHEED

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 14-10-2015, ALONG WITH BA. 6106/2015, THE COURT ON
THE SAME DAY PASSED THE FOLLOWING:**

bp

A.HARIPRASAD, J.

B.A.Nos.6077 & 6106 of 2015

Dated this the 14th day of October, 2015

O R D E R

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

2. Petitioners are accused Nos.1 and 2 in Crime No.1132 of 2015 of Chirayinkeezh Police Station registered for the offences punishable under Sections 323, 324 and 302 r/w Section 34 of the Indian Penal Code.

3. Prosecution allegation is that on 26.08.2015, dead body of one Aji @ Akri Biju was found by the side of a Railway Gate in a suspicious circumstance. On investigation, it was revealed that the first accused tricked up quarrel with the deceased and beat him with a beer bottle on head causing the fatal injury. The allegation against the second accused is that he also attacked the deceased with his hands.

4. Heard both sides.

5. Learned Public Prosecutor submitted that the first accused is a CISF Jawan. He was arrested on

30.08.2015. Second accused was arrested on 11.09.2015.

6. Considering the facts and circumstances of the case and stage of investigation, I am inclined to grant bail to the petitioner with the following conditions:

- (a) Each petitioner shall be released on bail on executing a bond for ₹50,000/- (Rupees fifty thousand only) with two solvent sureties each 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 petitioners shall appear before the Investigating Officer on all Mondays and Thursdays between 10.00 a.m and 11.00 a.m. until the final report is filed.
- (d) The petitioners shall not intimidate or

attempt to influence the witnesses.

(e) The petitioners shall not in any manner interfere or meddle with the investigation.

(f) Petitioners 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