

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

WEDNESDAY, THE 7TH DAY OF OCTOBER 2015/15TH ASWINA, 1937

Bail Appl..No. 6113 of 2015 ()

CRIME NO. 867/2015 OF WALAYAR POLICE STATION , PALAKKAD DISTRICT

PETITIONER/ACCUSED:

**SANOJ, S/O.CHANDRAN,AGED 32 YEARS,
KOLOTH PALLICHAL HOUSE, KUNDAMTHARISSU,
KALLADIKODU, CHUNGAM, PALAKKAD.**

**BY ADVS.SRI.P.S.SREEDHARAN PILLAI
SRI.ARJUN SREEDHAR**

RESPONDENT/COMPLAINANT & STATE:

**STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM-31.**

BY PUBLIC PROSECUTOR SMT. T.Y.LALIZA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 07-10-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

sts

A. HARIPRASAD, J.

Bail Appl. No.6113 of 2015

Dated this the 7th day of October 2015

ORDER

Bail application filed under Sec.439 Cr.P.C.

2. Petitioner is the accused in Crime No.867 of 2015 of Walayar Police station registered for the offences punishable under Secs.279 and 304 of the Indian Penal Code. The prosecution case is that on 26.08.2015 at 00.15 hours in the night, the accused drove a lorry in excessive speed through Palakkad-Walayar National Highway with full knowledge that his act of driving through a public road in such manner would endanger human life. It is also alleged that he was under the influence of alcohol at the time of causing the accident. When the vehicle reached in front of Malabar Hospital, Kanjikode, it hit on four persons causing loss of their life. The petitioner remains in custody from 26.08.2015 onwards.

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

4. Learned Public Prosecutor submitted that investigation has advanced to a considerable extent.

Considering the grave allegations against the petitioner, I am of the view that the petitioner can be released on bail only on strict conditions.

i. The petitioner shall be released on bail on his executing a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate having jurisdiction.

ii. The sureties shall be persons permanently residing in the State of Kerala and shall produce documents to establish their identity and solvency.

iii. The petitioner shall appear before the Investigating Officer for interrogation on every Monday and Thursday between 10.00 a.m. and 11.00 a.m. till the final report is filed.

iv. R.T.O. concerned shall suspend the driving licence of the petitioner for two years forthwith.

v. The petitioner shall not intimidate or attempt to influence the witnesses, nor shall he tamper with the evidence.

vi. The petitioner shall not involve in any other offence during the period of bail.

In case of violation of any of the above conditions, the learned Magistrate is empowered to cancel the bail in accordance with law without referring the matter to this Court.

Sd/-
A. HARIPRASAD
JUDGE

/ True Copy /

NS/07/10/2015

P.A. To Judge