

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE RAJA VIJAYARAGHAVAN V

MONDAY, THE 19TH DAY OF OCTOBER 2015/27TH ASWINA, 1937

Bail Appl..No. 6191 of 2015

ORDER IN CRMC 1935/2015 OF THE SESSIONS COURT, THRISSUR
CRIME NO. 1770/2015 OF PAVARATTY POLICE STATION, THRISSUR

PETITIONER(S)/PETITIONERS:

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1. SHAGHIL K.J. AGED 23 YEARS
DEGREE STUDENT, S/O. JAYAN, KARUMATHIL HOUSE
KAKKASSERY P.O., THRISSUR DISTRICT.
 2. KRISHNAPRANAV @ MUTHU, AGED 22 YEARS
STUDENT, S/O. SHIBU N.R., NEDIYEDATH HOUSE
KAKKASSERY P.O., THRISSUR DISTRICT.

BY ADV. SRI. ALIAS M. CHERIAN

RESPONDENT(S)/RESPONDENTS:

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1. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, AT ERNAKULAM, PIN-682031.
 2. SUB INSPECTOR OF POLICE
PAVARATTY POLICE STATION, PAVARATTY P.O.
THRISSUR DISTRICT, PIN-680507.

BY PUBLIC PROSECUTOR SRI. RAJESH VIJAYAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19-10-2015, THE
COURT ON THE SAME DAY PASSED THE FOLLOWING:

Bail Appl..No. 6191 of 2015

APPENDIX

ANNEXURES

- A1- COPY OF CRIME NO.1770 OF 2015 OF PAVARTY POLICE STATION
- A2- COPY OF ORDER DATED 15.9.2015 IN CRL.M.C.1935 OF 2015

//True copy//

P.S. To Judge

RAJA VIJAYARAGHAVAN.V. J

B.A.6191 of 2015

Dated 19th October, 2015

ORDER

- 1.This petition is filed u/s 438 of the Code of Criminal Procedure.
- 2.Petitioners are respectively accused Nos.2 and 1 in crime No.1770 of 2015 of Pavaraty police station, Thrissur. The said crime has been registered alleging offence punishable u/s 341, 324, 427 and 308 r/w S.34 of the IPC.
- 3.The allegation is that on 30.8.2015 at 8.00 p.m, the petitioners, along with the other accused, sprinkled chilly powder on the face of the de facto complainant and attacked him by using iron pipe and sticks.
- 4.I have heard the learned counsel for the petitioners as well as the learned Public Prosecutor.

5.It is submitted by the learned counsel for the petitioners that this Court, as per order dated 1.10.2015 in B.A.5842 of 2015 had granted bail to the 4th accused, against whom also similar allegations are raised.

6.After having considered the rival submissions, I am of the considered view that relief of anticipatory bail can be granted to the petitioners on the following conditions:-

(i). Petitioners shall surrender before the Investigation Officer within a period of one week and submit themselves for interrogation. Thereafter they shall execute a bond for Rs.25,000/- (Twenty Five thousand only) with two solvent sureties each for the like sum to the satisfaction of the Investigating Officer. In that event, they shall be released on bail in crime No.1770 of 2015 of Pavaraty police station.

(ii). The sureties shall produce

documents to establish their identity and solvency.

(iii). Petitioners shall appear before the Investigating Officer as and when directed in writing and co-operate with the investigation in the matter.

(iv). Petitioners shall not influence or intimidate the witnesses.

In case of violation of any of the above conditions, the officer concerned is free to arrest the petitioners as if no order is passed.

The Bail application is allowed as above.

Sd/-
RAJA VIJAYARAGHAVAN.V.
Judge

MrCs

//True copy//

P.S. To Judge