

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

THURSDAY, THE 15TH DAY OF OCTOBER 2015/23RD ASWINA, 1937

Bail Appl..No. 6304 of 2015

CRIME NO. 436/2015 OF AGALI POLICE STATION, PALAKKAD
.....

PETITIONER(S)/1ST ACCUSED:

**PRASAD,
S/O. PAVITRAN NAIR, CHIMMINIKADU HOUSE, KALLAMALA,
ATTAPADY, MANNARKKAD, PALAKKAD DISTRICT.**

BY ADV. SRI.V.J.JAMES

RESPONDENT(S)/COMPLAINANT:

**STATE OF KERALA,
REPRESENTED BY SUB INSPECTOR OF POLICE,
AGALI POLICE STATION - 678 582.**

BY PUBLIC PROSECUTOR SMT.R.REMA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
15-10-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

msv/

A.HARIPRASAD, J.

B.A. No.6304 of 2015

Dated this the 15th day of October, 2015

ORDER

Petition under Section 438 of the Code of Criminal Procedure.

2. Petitioner is the first accused in Crime No.436 of 2015 of Agali Police Station registered for offences punishable under Sections 498A, 316 and 120B of the Indian Penal Code.

3. A private complaint was filed before the learned Magistrate alleging the said offences and it was forwarded under Section 156(3) of the Code of Criminal Procedure for investigation.

4. Heard both sides.

5. Learned counsel for the petitioner submitted that the marital discordance led to the registration of the crime and he is innocent of all allegations.

Considering the relationship between the parties and the nature of allegations, following directions are issued:

i. Petitioner shall surrender before the investigating officer within a period of one week and submit himself for interrogation. Thereafter he shall execute a bond for ₹25,000/- (Rupees twentyfive

thousand only) with two solvent sureties each for the like sum to the satisfaction of the investigating officer. In that event, he shall be released on bail in Crime No.436 of 2015 of Agali Police Station.

ii. The sureties shall produce documents to establish their identity and solvency.

iii. He shall appear before the investigating officer as and when directed in writing and co-operate with the investigation in the matter.

iv. He 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 petitioner as if no order is passed.

A. HARIPRASAD, JUDGE.

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