

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE ANIL K.NARENDRA**

**TUESDAY, THE 20TH DAY OF OCTOBER 2015/28TH ASWINA, 1937**

**Bail Appl..No. 6343 of 2015**  
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**CRIME NO. 103/2015 OF KOTTARAKKARA EXCISE RANGE OFFICE, KOLLAM**  
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**PETITIONER(S)/ACCUSED:**  
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**REJI, AGED 35 YEARS,  
S/O. PRABHAKARAN, BIJUMANDIRAM VEEDU,  
KANNAMKODU MURI,  
VETTIKKAVAL VILLAGE, KOTTARAKARA TALUK,  
KOLLAM DISTRICT.**

**BY ADV. SRI.K.T.THOMAS**

**RESPONDENT(S)/COMPLAINANT:**  
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**STATE OF KERALA,  
REPRESENTED BY THE 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 20-10-2015,  
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

**PJ**

**ANIL.K.NARENDRA, J.**

**B.A.No.6343 of 2015**

Dated this the 20<sup>th</sup> day of October, 2015

**ORDER**

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

2. The petitioner is the accused in Crime No.103 of 2015 of Kottarakkara Excise Range registered for the offence punishable under Section 55 (g) of the Kerala Abkari Act.

3. Prosecution allegation against the petitioner is that on 23.08.2015 at about 12.10 p.m., the petitioner was found in possession of 190 litres of wash for the purpose of manufacturing illicit liquor. The petitioner was arrested from the spot and ever since, he has been in custody.

4. Heard.

5. The learned Public Prosecutor has no serious objection in granting bail to the petitioner.

6. Considering the facts and circumstances of the case, including the period of detention of the petitioner, I am inclined to grant bail to the petitioner with the

following stringent conditions:

- (a) The petitioner shall be released on bail on his executing a bond for ₹50,000/- (Rupees fifty thousand only) with two solvent sureties 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 petitioner 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 petitioner shall not intimidate or attempt to influence the witnesses.
- (e) The petitioner shall not in any manner interfere or meddle with the investigation.

- (f) Petitioner 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/-  
**ANIL.K.NARENDRA, JUDGE.**

AS

/True Copy/

P.A. to Judge