

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

TUESDAY, THE 27TH DAY OF OCTOBER 2015/5TH KARTHIKA, 1937

Bail Appl..No. 6536 of 2015

CRIME NO. 321/2015 OF PAVARATTY POLICE STATION, THRISSUR

PETITIONER(S)/ACCUSED NOS. 1,2 4 & 6:

1. NAVEEN, AGED 22 YEARS,
S/O.VELAYUDHAN, PATTALLY VEEDU, PUVATHOOR,
NEAR AYYAPPA TEMPLE, THRISSUR DISTRICT.
2. PRAMOD, S/O.RAVI AGED 30 YEARS,
PANIKKAN HOUSE, AYIRAMKANNI TEMPLE,
VATANAPPILLY VILLAGE, THRISSUR DISTRICT.
3. VIASYAK, S/O.VINOD, MOOKKOLA VEEDU, AGED 28 YEARS,
CHUKKU BAZAR, VENMANAD PO, THRISSUR DISTRICT.
4. BIJU, AGED 34 YEARS,
S/O.SANJARANARAYANAN, KONTACHAN VEEDU,
CHUKKU BAZAR VENMENAD, PAVARATTY, THRISSUR DISTRICT.

**BY ADVS.SRI.P.VIJAYA BHANU (SR.)
SRI.V.C.SARATH
SRI.THOMAS J.ANAKKALLUNKAL**

RESPONDENT(S)/COMPLAINANT:

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

BY PUBLIC PROSECUTOR SMT.R.REMA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 27-10-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

A. HARIPRASAD, J.

Bail Appl. No.6536 of 2015

Dated this the 27th day of October 2015

ORDER

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

2. Petitioners are accused nos.1,2,4 and 6 in Crime No.321 of 2015 of Pavaratty Police station registered for the offences punishable under Secs.143, 147, 148, 341, 506(ii), 326, 120B, 109, 212 and 302 read with Sec.149 of the Indian Penal Code and Sec.27 of the Arms Act. Prosecution case is that on 01.03.2015 at about 7.30 p.m., the accused persons, on account of political hostility towards the deceased and his associates, attacked the deceased with lethal weapons and he succumbed to the injuries while undergoing treatment.

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

4. Learned counsel for the petitioners submitted that as per Annexure D order, this Court granted bail to

accused nos.3,5 and 7 with conditions. At that time, the plea advanced by the petitioners was turned down.

5. Learned Public Prosecutor opposed the bail application contending that most of the accused persons are involved in various political crimes and there is every chance of having a breach of peace in the area. Further, the matter is now pending in a committal proceedings.

Considering the nature of allegations and the possibility of breach of peace in the area, I am not inclined to grant bail to the petitioners at present. However, it is made clear that after the committal, the accused may move the Court of Sessions and if change of circumstance could be established, the Court of Sessions may consider the application untrammelled by any of the observations in this order.

Sd/-
A. HARIPRASAD
JUDGE

/ True Copy /

NS/27/10/2015

P.A. To Judge