

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 21ST DAY OF OCTOBER 2015/29TH ASWINA, 1937

Bail Appl..No. 6676 of 2015

CRIME NO. 322/2007 OF HOSDURG POLICE STATION , KASARGOD

PETITIONER(S)/ACCUSED:

**V.BALACHANDRAN,
AGED 48 YEARS, S/O.KRISHNAN,
VAININGATTU, PUTHUKAI VILLAGE NOW
RESIDING AT PULLUR, PULLUR VILLAGE,
P.O.HARIPURAM.**

BY ADV. SRI.T.K.VIPINDAS

RESPONDENT(S)/COMPLAINANT:

**STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM REPRESENTING S.H.O.
HOSDURG POLICE STATION, KASARAGOD DISTRICT-671123.**

BY PUBLIC PROSECUTOR SMT.LALIZA T.Y.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21-10-2015,
ALONG WITH BA.NO.6677/2015 AND CONNECTED CASES, THE COURT ON
THE SAME DAY PASSED THE FOLLOWING:**

PJ

K. ABRAHAM MATHEW, J.

**B.A. Nos.6676 of 2015, 6677 of 2015,
6678 of 2015, 6679 of 2015, 6680 of 2015,
6681 of 2015, 6685 of 2015, 6686 of 2015,
6697 of 2015, 6698 of 2015, 6700 of 2015,
6704 of 2015, 6707 of 2015, 6708 of 2015,
6723 of 2015, 6724 of 2015, 6725 of 2015,
6726 of 2015, 6730 of 2015, 6731 of 2015,
6739 of 2015, 6740 of 2015, 6743 of 2015,
6754 of 2015, 6757 of 2015, 6758 of 2015,
6759 of 2015, 6760 of 2015, 6761 of 2015
6762 of 2015, 6763 of 2015, 6766 of 2015,
6767 of 2015**

Dated this the 21st day of October, 2015

COMMON ORDER

Petition filed under Section 439 Cr.P.C.

2. Petitioner was the second accused in Crime No.291 of 2007 of Hosdurg police station registered for the offence under Section 420 of the Indian Penal Code.

3. After investigation the police filed final report. As the petitioner was absconding the case against him was split up and the other accused were tried. The case against the petitioner was removed to register of long pending cases. The petitioner surrendered before the court on 19.09.2015. His case is that he was working in Bengaluru and he was not involved in conducting the chitty, which the subject matter of the cases. In some of

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the cases one of the co-accused was convicted. It appears that his further detention is not necessary.

In the result, these applications are allowed.

The petitioner will be released on bail on his executing a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate concerned.

2. He shall appear before the investigating officer between 11 a.m and 12 noon every Wednesday for four months, or till the final report is filed, whichever is earlier.

3. He shall not threaten or attempt to influence the witnesses, nor shall he while on bail, get himself involved in any criminal case; nor shall he destroy or attempt to destroy the evidence or interfere with the investigation.

4. He shall surrender his passport before the lower court concerned of if he does not have one, he shall file an affidavit to that effect within five days of his release.

5. He shall not leave Kerala without the previous

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permission of the court of enquiry or trial court as the case may be.

If the petitioner violates any of the above conditions, the court of enquiry/trial is empowered to cancel the bail in accordance with the law.

sd/-
K. ABRAHAM MATHEW
JUDGE

R.AV

//True Copy//

PA to Judge