

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE BABU MATHEW P.JOSEPH

WEDNESDAY, THE 11TH DAY OF NOVEMBER 2015/20TH KARTHIKA, 1937

Bail Appl..No. 6711 of 2015

CRIME NO. 1876 OF 2015 OF CENTRAL POLICE STATION, ERNAKULAM

PETITIONERS/ACCUSED:

1. PRAVEEN V.B. AGED 40 YEARS
S/O.BALAKRISHNAN, VELAMBATH HOUSE, CHENTRAPPINNI
KODUNGALLUR TALUK, THRISSUR DISTRICT

2. BALAKRISHNAN V R AGED 74 YEARS
S/O.RAMANKUNHI, VELAMBATH HOUSE, CHETRAPPINNI
KODUNGALLUR TALUK, THRISSUR DISTRICT

BY ADV. SRI.RAJIT

RESPONDENT/RESPONDENT:

STATE OF KERALA
REP BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM

R BY PUBLIC PROSECUTOR SMT. BINDU GOPINATH

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
11-11-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

BABU MATHEW P. JOSEPH, J.

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B.A. No. 6711 of 2015

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Dated this the 11th day of November, 2015

ORDER

This petition is filed under Section 438 of Cr.P.C. for anticipatory bail.

2. Heard the learned counsel appearing for the petitioners and the learned Public Prosecutor appearing for the respondent. C.D. produced.

3. The petitioners are the accused in Crime No. 1876 of 2015 of Central Police Station, Ernakulam. The offences alleged are under Section 10 read with Section 24 of the Emigration Act and under Section 420 of the Indian Penal Code. Learned counsel for the petitioners submits that the

petitioners are innocent of the allegations raised against them. They have no criminal antecedents. The investigation of the case is almost over. Even the alleged victims have approached the police stating that they have no complaint against the petitioners. The custodial interrogation of the petitioners is not required. He further submits that the petitioners apprehend arrest by the police at any time.

4. The learned Public Prosecutor has opposed this petition. She admits the fact that the investigation of the case has progressed much. She further submits that no criminal antecedents have been reported against the petitioners. On considering the facts and circumstances, stage of the investigation and the fact that no criminal antecedents have been reported against the petitioners, this Court is of the view that the petitioners can be granted anticipatory bail imposing appropriate conditions.

Therefore, the petitioners are granted anticipatory bail subject to the following conditions:

1) The petitioners shall surrender before the Investigating Officer on or before 19.11.2015. In the event of their arrest, they shall be released on bail on their executing bonds for Rs. 25,000/- (Rupees twenty five thousand) each with two solvent sureties each for the like sum to the satisfaction of the Investigating Officer.

2) The petitioners shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him or her from disclosing such facts to the Court or to any Police Officer.

3) The petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

4) The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

5) The petitioners shall not commit any similar offence while on bail.

6) The petitioners shall not leave India without the previous permission of the concerned Magistrate's Court.

This application is allowed as above.

Sd/-

**BABU MATHEW P. JOSEPH
JUDGE**

ks.

True copy

P.S. (Hr.Gr.)To Judge

