

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

WEDNESDAY, THE 4TH DAY OF NOVEMBER 2015/13TH KARTHIKA, 1937

Bail Appl..No. 6915 of 2015 ()

CRIME NO. 1885/2015 OF CENTRAL POLICE STATION, ERNAKULAM

APPLICANT/ACCUSED :

**GANESH KUMAR
S/O. PUSHPAN, AGED 35 YEARS
MADAVANA HOUSE, NEAR RAILWAY STATION
AMBALAPPUZHA, ALAPPUZHA.**

BY ADV. SRI.THOMAS J. ANAKKALLUNKAL

RESPONDENT/COMPLAINANT :

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

BY PUBLIC PROSECUTOR SMT. LALIZA T.Y.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04-11-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

A.HARIPRASAD, J.

B.A.No.6915 of 2015

Dated this the 4th day of November, 2015

ORDER

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

2. Petitioner is the accused in Crime No.1885 of 2015 of Central Police Station registered for the offence punishable under Section 392 of the Indian Penal Code.

3. Prosecution case is that on 29.09.2015 at about 12.00 p.m., the petitioner, a Civil Police Officer of Palluruthy Police Station went to a particular flat where the defacto complainant is residing. He threatened the defacto complainant that he will be trapped in an immoral traffic case. By exerting threat, he robbed ₹10,000/- from the defacto complainant.

4. Heard both sides.

5. Learned counsel for the petitioner submitted that the petitioner is in custody from 14.10.2015 onwards.

6. Learned Public Prosecutor submitted that investigation has advanced to a considerable extent.

7. Considering the nature of allegations and stage

of investigation, I am inclined to grant bail to the petitioner with the following 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 lower court 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 Saturdays 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) The 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/-

A.HARIPRASAD, JUDGE.

AS

/True Copy/

P.A. to Judge