

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

TUESDAY, THE 17TH DAY OF NOVEMBER 2015/26TH KARTHIKA, 1937

Bail Appl..No. 7169 of 2015

CRIME NO. 409/2015 OF KAKKUR POLICE STATION , KOZHIKODE CITY

NAME AND ADDRESS OF THE PETITIONER(S)/5TH ACCUSED :

**RIJESH V.P, AGED 23 YEARS,
S/O.UNNIKRISHNAN, MANNALAM VEETIL VEEDU,
CHELANNUR P.O., AMBALATHUKULANGARA.**

BY ADV. SRI.JOSE KURIAKOSE (VILANGATTIL)

NAME AND ADDRESS OF THE RESPONDENT(S)/STATE :

**STATE OF KERALA,
REPRESENTED BY THE SUB INSPECTOR OF POLICE,
KAKKUR POLICE STATION, KOZHIKODE CITY,
THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SMT.TY.LALIZA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 17-11-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

A.HARIPRASAD, J.

B.A. No.7169 of 2015

Dated this the 17th day of November, 2015

ORDER

Application for bail under Section 439 of the Code of Criminal Procedure.

2. Fifth accused in Kakkur Police Station Crime No.409 of 2015 registered for offences punishable under Sections 143, 147, 148, 452, 323, 324, 308 and 427 read with Section 149 of the Indian Penal Code seeks bail.

3. Prosecution case is that on 04.11.2015 at about 18.00 hours, the accused persons in furtherance of their common object formed themselves into an unlawful assembly and trespassed into the studio of the defacto complaint, uttered obscene words and kicked and beat him. Thereafter, they caused extensive damages to the equipments in the studio.

4. Heard both sides.

5. Learned counsel for the petitioner submitted that the other accused have been released on bail by the Court of Sessions, Kozhikode.

Considering the nature of allegations, bail is granted to the petitioner with following conditions:

i. Petitioner shall be released on bail on executing a bond for ₹50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate having jurisdiction.

ii. The sureties shall produce documents to establish their identity and solvency. The lower court need not insist on the solvency certificate, but other documents can also be perused to find out whether the sureties are solvent or not.

iii. Petitioner shall appear before the Investigating Officer on all Saturdays between 9.00 and 10.00 a.m until final report is filed.

iv. He shall not indulge in any offence while on bail.

v. He shall not influence or intimidate the witnesses or meddle with the investigation in any manner.

If any of the above conditions is breached by the petitioner, the lower court concerned is free to cancel bail without referring the matter to this Court.

A. HARIPRASAD, JUDGE.

cks