

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

WEDNESDAY, THE 25TH DAY OF NOVEMBER 2015/4TH AGRAHAYANA, 1937

Bail Appl..No. 7326 of 2015

**CRIME NO. 434/2014 OF NEDUMANGAD POLICE STATION,
THIRUVANANTHAPURAM**

PETITIONER(S)/ACCUSED:

**ANANTHU @ THAMPI KUTTAN, AGED 22 YEARS,
S/O. ASHOKAN, A.S BHAVAN, THALIPARAMBU,
THATTARIKATHU VEEDU, PARIYYARAM, PARAKONAM,
CHELLAMKODU MURIYIL, NEDUMANGAD VILLAGE,
THIRUVANANTHAPURAM.**

BY ADV. SRI.SHAJIN S.HAMEED

RESPONDENT(S)/STATE:

**STATE OF KERALA,
REPRESENTED THROUGH THE INSPECTOR OF POLICE,
NEDUMANGAD CIRCLE, THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY SENIOR PUBLIC PROSECUTOR SRI.C.RASHEED

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 25-11-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

A.HARIPRASAD, J.

B.A. No.7326 of 2015

Dated this the 25th day of November, 2015

ORDER

Application for bail under Section 439 Cr.P.C.

2. Petitioner is the sole accused in Crime No.434 of 2014 of Nedumangad Police Station registered for offence punishable under Sections 392, 394, 201 and 302 I.P.C.

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

4. Learned Public Prosecutor opposed the bail application contending that as per order of the learned Sessions Judge, Thiruvananthapuram in CrI.M.C No.2025/2014 dated 18-08-2014, bail has been granted to the petitioner. Learned counsel for the petitioner submits that he is still in custody. However, this Court cannot grant bail for a second time to an accused, who has been released by the learned Sessions Court. Therefore, the bail application is dismissed.

**Sd/-
A.HARIPRASAD,
JUDGE.**

amk

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P.A to Judge