

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

TUESDAY, THE 1ST DAY OF DECEMBER 2015/10TH AGRAHAYANA, 1937

Bail Appl..No. 7411 of 2015 ()

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CRIME NO. 1007/2015 OF NEMOM POLICE STATION,
THIRUVANANTHAPURAM DISTRICT
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PETITIONER/ACCUSED:

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ARUN SUDHAKAR, AGED 35 YEARS,S/O.SUDHAKARAN,
RESIDING AT SREEVAS, MUDUMBIL LANE,
KARUMOM, THIRUVANANTHAPURAM DISTRICT.**

**BY ADVS.SRI.NAGARAJ NARAYANAN
SRI.SAIJO HASSAN
SRI.VISHNU BHUVANENDRAN**

RESPONDENT/STATE:

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

BY PUBLIC PROSECUTOR SMT. T.Y.LALIZA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 01-12-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

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A.HARIPRASAD, J.

B.A. No.7411 of 2015

Dated this the 1st day of December, 2015

ORDER

Application under Section 438 of the Code of Criminal Procedure.

2. Petitioner is the sole accused in Crime No.1007 of 2015 of Nemom Police Station registered alleging offences punishable under Sections 498A, 324 and 406 of the Indian Penal Code. He seeks pre-arrest bail.

3. Prosecution case is that the petitioner harassed the defacto complainant, his wife, frequently and thereby committed the offences.

4. Heard both sides.

5. Learned Prosecutor opposed the bail application contending that the petitioner is involved in another crime.

6. Learned counsel for the petitioner submitted that the other case was filed at the instigation of the petitioner's wife through the his sister-in-law.

Considering the nature of allegations, following directions are issued:

- i. Petitioner shall surrender before the investigating officer

within a period of two weeks and submit himself for interrogation. Thereafter he shall execute a bond for ₹25,000/- (Rupees twentyfive thousand only) with two solvent sureties each for the like sum to the satisfaction of the investigating officer. In that event, he shall be released on bail in Crime No.1007 of 2015 of Nemom Police Station.

ii. The sureties shall produce documents to establish their identity and solvency. The investigating officer shall 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 as and when directed in writing and co-operate with the investigation.

iv. He shall not influence or intimidate the witnesses.

In case of violation of any of the above conditions, the officer concerned is free to arrest the petitioner as if no order is passed.

A. HARIPRASAD, JUDGE.

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