

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. 7420 of 2015 ()

CRIME NO. 177/2015 OF KARUNAGAPPALLY EXCISE RANGE, KOLLAM DISTRICT

PETITIONER(S)/ACCUSED NOS. 1 & 2:

- 1. SAJI, AGED 50 YEARS,
S/O.SANKARAN, PANACHATHARAYIL HOUSE,
THAZHAVA VADAKKUMURI KIZHAKKUMURI, THAZHAVA VILLAGE,
KARUNAGAPPALLY TALUK, KOLLAM DISTRICT.**
- 2. RAMANAN, AGED 52 YEARS,
S/O.RAMAKRISHNAN, KARUNALAYATH THEKKETHIL HOUSE,
PRAYAR THEKKUMURI, CLAPPANA VILLAGE,
KARUNAGAPPALLY TALUK, KOLLAM DISTRICT.**

BY ADV. SRI.NIREESH MATHEW

RESPONDENT/COMPLAINANT:

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

BY PUBLIC PROSECUTOR SMT. R.REMA

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

sts

A. HARIPRASAD, J.

Bail Appl. No.7420 of 2015

Dated this the 1st day of December 2015

ORDER

Bail application filed under Sec.438 Cr.P.C.

2. Petitioners are accused nos.1 and 2 in Crime No.177 of 2015 of Karunagappally Excise Range registered for an offence punishable under Section 57(a) of the Kerala Abkari Act. The prosecution allegation is that on an examination it was found that the sample of toddy stored in the shop run by the 2nd petitioner was adulterated with starch.

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

4. Considering the nature of allegations, I am of the view that pre arrest bail can be granted to the petitioners with the following conditions.

1. The petitioners shall surrender before the investigating officer within a period of one week and submit themselves for interrogation.

2. In the event of arrest, the petitioners shall be

*released on their executing a bond for Rs.25,000/-
(Rupees twenty five thousand only) each with two
solvent sureties each for the like sum to the satisfaction
of the investigating officer.*

*3. The petitioners shall appear before the
Investigating Officer as and when directed for
interrogation.*

*4. The petitioners shall not intimidate or attempt
to influence the witnesses, nor shall they tamper with
the evidence.*

In case of violation of any of the above conditions, the
learned Magistrate is empowered to cancel the bail in accordance
with law without referring the matter to this Court.

Sd/-
A. HARIPRASAD
JUDGE
//True copy//
P.A to Judge