

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

FRIDAY, THE 11TH DAY OF DECEMBER 2015/20TH AGRAHAYANA, 1937

Bail Appl..No. 7840 of 2015

**CRIME NO. 2273/2015 OF VARKALA POLICE STATION,
THIRUVANANTHAPURAM**

PETITIONER(S)/A1:

**PRASHANTH, AGED 24 YEARS,
S/O.PRAKASH, KODAMPALLI VEEDU, VAKKOM VILLAGE,
THIRUVANANTHAPURAM DISTRICT.**

BY ADV. SRI.SHAJIN S.HAMEED

RESPONDENT(S)/STATE:

**STATE OF KERALA,
REPRESENTED BY THE SUB INSPECTOR OF POLICE,
VARKALA POLICE STATION, THRISSUR DISTRICT,
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 11-12-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

A.HARIPRASAD, J.

B.A. No.7840 of 2015

Dated this the 11th day of December, 2015

ORDER

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

2. Petitioner is the first accused in Crime No.2273 of 2015 of Varkala Police Station registered for offences punishable under Sections 143, 147, 148, 324 and 308 read with Section 149 of the Indian Penal Code. He seeks bail.

3. Allegation is that on 16.11.2015 at 10.45 p.m., while the defacto complainant and his friends were sitting inside a temple premise the accused persons, eight in number, came on motor bikes and they questioned the defacto complainant in connection with an incident. It is alleged that the petitioner used a sword to inflict injuries to the defacto complainant. Other accused also caused hurt to him.

4. Heard both sides.

Considering the fact that the petitioner is in custody from 19.11.2015 onwards and the investigation has advanced to a considerable extent, bail is granted to him 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 Mondays and Thursdays between 10.00 and 11.00 a.m until final report is filed.

iv. Petitioner 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.

vi. He shall not enter the limits of Varkala Police Station for a period of three months except for the purpose of complying with the bail conditions.

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.

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