

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

TUESDAY, THE 13TH DAY OF JANUARY 2015/23RD POUSHA, 1936

Bail Appl..No. 8999 of 2014 ()

CRIME NO. 2173/2014 OF ADOOR POLICE STATION, PATHANAMTHITTA DISTRICT

PETITIONER/ACCUSED :

**JYOTI KUMAR,
S/O.VASUKUTTANPILLAI, AGED 41
VILAVIL VEEDU, VADAKKADATHU KARA
ADOOR, PATHANAMTHITTA DISTRICT, PIN-691523.**

**BY ADVS.SRI.K.SHAJ
SRI.SAJJU S.**

RESPONDENTS/STATE :

**1. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA
ERNAKULAM-682 031**

**2. SUB INSPECTOR OF POLICE
ADOOR POLICE STATION, ADOOR,
PATHANAMTHITTA, PIN-691523**

R1 & R2 BY PUBLIC PROSECUTOR SMT.LALIZA T.Y.

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13-01-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

Mn

K.ABRAHAM MATHEW, J.

B.A.No. 8999 OF 2014

Dated this the 13th day of January, 2015

O R D E R

Petition filed under Section 438 Cr.P.C.

2. The petitioner is the accused in Crime No.2173/2014 of Adoor Police Station registered for the offences under Section 420 IPC. The allegation is that he made the de facto complainant part with certain amounts, on the promise that he would make him a partner in a textile firm, and he was liable to pay certain amounts in connection with chitty business also. The total amount is Rs.31,31,500/-. The petitioner has cheated the de facto complainant by making false promises. The submission of the learned counsel for the petitioner is that the petitioner was a member on the staff of the de facto complainant and the allegations against him are false.

3. Heard.

4. The amount involved in the case is very huge. There are some suspicious circumstances in the case. It is in this

context the petitioner's allegation that he was a member on the staff of the de facto complainant becomes relevant. It appears that detention of the petitioner is not necessary for effective investigation. So I am inclined to grant his prayer.

5. In the result, this application is allowed.

1. The petitioner shall be released on bail, after interrogation, on his executing a bond for Rs.50,000/- with two solvent sureties each for the like sum if he is arrested by the police in connection with this case.

2. He shall appear before the investigating officer on any subsequent date if he is so required by him.

3. He shall not destroy any evidence, nor shall he intimidate or attempt to influence the witnesses. He shall cooperate with the investigation.

Sd/-

K.ABRAHAM MAHTEW, Judge.

dpk

/true copy/ PS to Judge.

