

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

THURSDAY, THE 19TH DAY OF MARCH 2015/28TH PHALGUNA, 1936

Crl.MC.No. 1798 of 2015 ()

IN SC 587/2012 of ADDITIONAL SESSIONS COURT, IRINJALAKUDA

PETITIONER(S):

**RAMANKUTTY
S/O. CHINNAPPAN, KUMBHARA COLONY, PANNIKKULAMB
MANGALAM DAM VILLAGE.**

**BY ADVS.SMT.P.DEEPTHI
SRI.SABU JOHN**

RESPONDENT(S):

**1. STATE OF KERALA
REPRESENTED BY THE SUB INSPECTOR OF POLICE
IRINJALAKUDA, REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.**

**2. CIRCLE INSPECTOR OF POLICE,
IRINJALAKUDA, THRISSUR - 680 001.**

R BY PUBLIC PROSECUTOR SAREENA GEORGE. P.

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 19-03-2015, THE
COURT ON THE SAME DAY PASSED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

**ANNEXURE A1 TRUE COPY OF THE B DIARY PROCEEDINGS OF THE ADDL.
SESSIONS COURT, IRINJALAKKUDA REVEALS THE ISSUE OF
NONBAILABLE WARRANT AGAINST THE PETITIONER ON
07.07.2014**

**ANNEXURE A2 TRUE COPY OF ORDER DATED 16.07.2014 IN M.C NO.06/2014 IN
S.C NO.587/2012 ON THE FILE OF THE ADDL. SESSIONS
COURT, IRINJALAKKUDA**

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

PA TO JUDGE
sab

P.UBAID, J.

Crl. M.C No.1798 of 2015

Dated this the 19th day of March, 2015.

O R D E R

The petitioner herein is the 8th accused in S.C No.587 of 2012 of the Additional Sessions Court, Irinjalakkuda. On the apprehension of arrest and remand to judicial custody in execution of a warrant of arrest issued from the court below he seeks orders from this Court under Section 482 of the Code of Criminal Procedure directing the court below to release him on bail. The learned trial judge, who has issued warrant of arrest for proper reasons, will have to consider the request. It is for the trial court to decide whether bail could be granted to the petitioner. The petitioner will have to surrender before the trial court, and make application for bail. He will have to explain the reason for his absence in court. Anyway, let appropriate decision regarding bail be taken by the learned trial judge. However, a direction can be made to consider and dispose of the application for bail on the date of surrender itself.

In the result, this petition is closed with direction to the court below, that in case the petitioner makes application for bail on surrender in S.C No.587 of 2012, the same shall be judiciously considered and decided, on the date of surrender itself.

P.UBAID,
JUDGE

sab