

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ALEXANDER THOMAS

FRIDAY, THE 26TH DAY OF JUNE 2015/5TH ASHADHA, 1937

CrI.MC.No. 3897 of 2015 ()

LP NO. 6/2010 (EARLIER CP NO. 111/2006)
OF JUDICIAL FIRST CLASS MAGISTRATE COURT, RANNI
CRIME NO. 285/2000 OF RANNI POLICE STATION, PATHANAMTHITTA DISTRICT

PETITIONER/ACCUSED :

THOMAS VARGHESE @ SHAJI
S/O.VARGHESE, AGED 53 YEARS
ANAKUZHICKAL VEETIL, UTHIMOOD
VAIKKAM MURIYIL, RANNI VILLAGE
PATHANAMTHITTA DISTRICT.

BY ADVS.SRI.T.K.BIJU (MANJINIKARA)
SMT.ANNIE M. ABRAHAM

RESPONDENT/STATE :

STATE OF KERALA
REP. BY CIRCLE INSPECTOR OF POLICE
RANNI POLICESTATION. (CRIME NO.285/2000)
PATHANAMTHITTA DISTRICT - 689 647
(REP. BY PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM).

BY PUBLIC PROSECUTOR SMT. P. SAREENA GEORGE

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 26-06-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

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...2/-

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APPENDIX

PETITIONERS' ANNEXURES :

**ANNEXURE-A1: A TRUE COPY OF THE FINAL REPORT IN CRIME NO.285/2000
 OF RANNI POLICE STATION SUBMITTED BEFORE THE HON'BLE
 JUDICIAL FIRST CLASS MAGISTRATE COURT, RANNI.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

ALEXANDER THOMAS, J.

Crl.M.C.No.3897 Of 2015

Dated this the 26th day of June, 2015.

ORDER

The above captioned Crl.M.C has been filed under Sec. 482 of the Code of Criminal Procedure with the following prayers:

“a) To direct the Learned magistrate, Ranni to keep in abeyance the non-bailable warrant issued against the petitioner in connection with L.P.No.6/2010 [earlier C.P.No.111/2006] which arose from Crime No.285/2000 of Ranni Police Station for a period of ten days.

b] To direct the Learned Magistrate, Ranni to not to remand the petitioner to custody on the date of surrender/appearance in connection with L.P.No.6/2010 [earlier C.P.No.111/2006] which arose from Crime No.285/2000 of Ranni Police Station and consider his bail application and pass orders thereon on the date of surrender itself.”

2. Heard Sri.T.K.Biju, learned counsel for the petitioner and the learned Public Prosecutor appearing for the respondent-State of Kerala.

3. Having regard to the totality of the facts and circumstances of this case, it is ordered in the interest of justice that in case the petitioner voluntarily surrenders before the Judicial First

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Class Magistrate Court, Ranni [dealing L.P.No.6/2010 (earlier C.P.No.111/2006)] within two weeks from today and submit necessary application for recall of the warrant and application for grant of bail, then the court below concerned shall consider those applications on the same day itself, in accordance with law and taking into consideration the facts and circumstances of this case. It is further ordered that the petitioner shall give advance notice to the Prosecutor concerned attached to the court below concerned intimating the date and time of surrender before the court below, at least 24 hours prior to such proposed surrender. It is further ordered in the interest of justice that until orders are passed by the court below concerned as directed above, further coercive steps against the petitioner may be kept in abeyance for the time being. It is made clear that in case the petitioner does not surrender before the court below concerned within the aforementioned period of two weeks from today as directed above, then the directions issued herein above shall automatically stand vacated. It is made clear

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that it is entirely within the province of the court below concerned to decide on the application for bail in accordance with law.

With these observations and directions, the Crl.M.C stands finally disposed of.

ALEXANDER THOMAS,
Judge.

bkn/-