

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ALEXANDER THOMAS

TUESDAY, THE 18TH DAY OF AUGUST 2015/27TH SRAVANA, 1937

Crl.MC.No. 5492 of 2015 ()

**LPC.NO. 3/2012 OF JUDICIAL FIRST CLASS MAGISTRATE COURT -I,HOSDURG
CRIME NO. 453/2007 OF HOSDURG POLICE STATION , KASARGOD DISTRICT**

PETITIONER/ACCUSED:

**V.BALACHANDRAN, AGED 48 YEARS,S/O.KRISHNAN,
RESIDING AT PULLUR, PULLUR VILLAGE,
P.O.HARIPURAM.**

BY ADV. SRI.T.K.MPINDAS

RESPONDENT/STATE:

**THE STATE OF KERALA,
REPRESENTED BY SHO, NILESHWAR POLICE STATION,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI.RAJESH VIJAYAN

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 18-08-2015,ALONG WITH CRL.MC.NO.5497 OF 2015 AND CONNECTED
CASES, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

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ALEXANDER THOMAS, J.

Crl.M.C.Nos.5492, 5497, 5500, 5506, 5507,
5508, 5516, 5518, 5523, 5525, 5535,
5536, 5537, 5538, 5539, 5540 & 5546 Of 2015

Dated this the 18th day of August, 2015.

ORDER

All these 17 Crl.M.Cs have been filed by the very same petitioner, who is accused in 17 similar crimes for offence under Sec.420 IPC. The details of each of these calendar cases pertaining to each of these 17 crimes are given in the respective cause title of each of the Crl.M.Cs. The prayer of the petitioner is that his application for grant of bail and recall of Non-bailable Warrant should be directed to be considered by the court below (Judicial First Class Magistrate Court-I, Hosdurg) on the same day of his appearance before the court below and directions may also be given to the court below to ensure that necessary orders are passed thereon on the same day.

2. Accordingly, it is ordered in the interest of justice that it will be open to the petitioner to file separate applications to recall

Crl.M.C.Nos.5492, 5497, etc.

the warrant and application for grant of bail in each of these 17 calendar cases concerned before the Judicial First Class Magistrate Court-I, Hosdurg, without any further delay, at any rate, within a period of one month from today, upon which the learned Magistrate shall consider those applications on the same day on which the petitioner appears in the respective cases concerned and orders are passed on merits after adverting to the facts and circumstances of the case and orders should be passed on the same day. The petitioner shall ensure that advance copy of those applications has been served on the Prosecutor concerned attached to the court below at least 24 hours prior to the proposed appearance in the case concerned. It is further ordered in the interest of justice that until orders are passed by the learned Magistrate on those applications, further coercive steps in pursuance of the execution of the impugned Non-bailable Warrants pending against the petitioner shall be kept in abeyance. It is also made clear that if the petitioner does not appear before the court below as directed above, then the benefit granted by this Court as

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Crl.M.C.Nos.5492, 5497, etc.

herein above in these cases will stand automatically vacated without any further orders from this Court. It is further made clear that in view of the pendency of these 17 cases, it will be open to the petitioner to furnish one set of 2 sureties in all the cases subject to satisfaction of the learned Magistrate.

With these observations and directions, these 17 Crl.M.Cs stand finally disposed of.

ALEXANDER THOMAS,
Judge.

bkn/-