

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE RAJA VIJAYARAGHAVAN V

FRIDAY, THE 21ST DAY OF AUGUST 2015/30TH SRAVANA, 1937

Crl.MC.No. 5766 of 2015 ()

CC 2195/2014 of JUDICIAL FIRST CLASS MAGISTRATE, THIRUVALLA

PETITIONERS/ACCUSED 1 TO 9:-:

- 1. SUNIL SAMUEL, MELOTH HOUSE,
NJEKKUVALI MURI, KUTTAPPUZHA
THIRUVALLA.**
- 2. RENCHY, NADUVILEPARAMBIL HOUSE,
AMALLUR, KUTTAPPUZHA VILLAGE
THIRUVALLA.**
- 3. REJU, NADUVILEPARAMBIL HOUSE,
AMALLUR, KUTTAPPUZHA VILLAGE,
THIRUVALLA.**
- 4. BLESSAN
PARUTHIKKATTIL HOUSE, MEENTHALAKKARA MURI,
KUTTAPPUZHA VILLAGE, THIRUVALLA.**
- 5. BIPIN
PARUTHIKKATTU HOUSE, MEENTHALAKKARA,
KUTTAPPUZHA VILLAGE, THIRUVALLA.**
- 6. NEBU
KOTTAKKAL HOUSE, KIZHAKKEN MUTHOOR,
KUTTAPPUZHA VILLAGE, THIRUVALLA.**
- 7. THOMAS KURIAKOSE,
KADUVETTOOR VEETIL, AMALLUR,
KUTTAPPUZHA VILLAGE, THIRUVALLA.**
- 8. SIPI K. JOHN,
VETTUVELIL RACHEL VILLA, THEEPPANI
KUTTAPPUZHA VILLAGE, THIRUVALLA.**
- 9. ANCHENKUNJU @ VARGHESE
PALANIKKUNNATHIL HOUSE, MANJADI,
KUTTAPPUZHA VILLAGE, THIRUVALLA.**

**BY ADVS.SRI.T.P.PRADEEP
SRI.P.K.SATHEES KUMAR**

RESPONDENT :

**THE STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI.S. GITHESH

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 21-08-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

bp

RAJA VIJAYARAGHAVAN V, J.

Crl.M.C.No.5766 of 2015

Dated this the 21st day of August, 2015

O R D E R

The petitioners herein are the accused Nos. 1 to 9 in C.C.No.2195/2014 on the files of the Judicial First Class Magistrate Court, Thiruvalla. They have been charge sheeted for the offence punishable under sections 143, 147, 148, 149, 294(b), 447, 354, 506(ii), 323 and 427 of the Indian Penal Code.

2. On the apprehension of arrest and remand in judicial custody in execution of a warrant of arrest issued by the learned magistrate, they seek orders from this Court under section 482 of the Code of Criminal Procedure to consider and pass orders in the bail application of the petitioners on the date of surrender itself.

3. It is for the petitioners to approach the learned

Magistrate and appraise the reasons for their absence and to seek for recalling the warrant. There is no reason to believe that the learned Magistrate shall not exercise its discretion judicially and in accordance with law.

4. In view of the above, it is hereby ordered that in the event of the petitioners surrendering before the Judicial First Class Magistrate Court, Thiruvalla, on or before 15.09.2015 and applies for recalling the warrant and grant of bail after serving advance notice to the prosecutor concerned, the same shall be considered and orders passed on its merits on the same day itself. Coercive steps, if any, pending as against the petitioners, shall be kept in abeyance till then.

The Criminal Miscellaneous Case is disposed of as above.

Sd/-
**RAJA VIJAYARAGHAVAN V,
JUDGE.**

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[True copy]

P.A to Judge