

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.UBAID

FRIDAY, THE 13TH DAY OF NOVEMBER 2015/22ND KARTHIKA, 1937

Cr1.MC.No. 7208 of 2015

IN SC 355/2013 OF THE ADDL.DISTRICT & SESSIONS COURT
(VIOLENCE AGAINST WOMEN & CHILDREN)

CRIME NO. 338/2012 OF NORTH PARUR POLICE STATION,
ERNAKULAM

PETITIONER/ACCUSED:

JINESH KRISHNAN, AGED 32 YEARS,
S/O.GOPALAKRISHNAN, ALINGAPOKKAM HOUSE,
NEAR SANTHI MADOM, KIZHAKKEPRAM,
VANIYAKKAD,
THTHAPILLY.

BY ADVS.SRI.T.PRAVEEN
SRI.SANIL KUNJACHAN

RESPONDENT:

STATE OF KERALA
REPRESENTED BY THE SUB INSPECTOR OF POLICE
NORTH PARAVUR POLICE STATION,
ERNAKULAM DISTRICT
THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA
ERNAKULAM - 682 031.

BY PUBLIC PROSECUTOR SRI.JUSTIN JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR
ADMISSION ON 13-11-2015, THE COURT ON THE SAME DAY
PASSED THE FOLLOWING:

Cr1.MC.No. 7208 of 2015

APPENDIX

PETITIONER'S ANNEXURES:

ANNEXURE A1: COPY OF THE FIR IN CRIME NO.338/2012 OF NORTH PARAVUR POLICE STATION.

ANNEXURE A2: COPY OF THE ORDER IN CRL.M.C NO.1524/2012 DATED 25.7.2012

ANNEXURE A3: COPY OF THE COURT CHARGE IN S.C NO.355/2013, S.C NO.16/2014 AND S.C NO.17/2014

ANNEXURE A4: COPY OF THE REGISTERED NOTICE DATED 31.10.2015

RESPONDENT'S ANNEXURES:

NIL

//TRUE COPY//

P.A TO JUDGE

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P.UBAID, J.

Crl.M.C No.7208 of 2015

Dated this the 13th day of November, 2015

O R D E R

The petitioner herein is the accused in S.C No.355/2013 of the Additional District and Sessions Court, Ernakulam (Trial of cases relating to Atrocities and Sexual Violence against Women and Children). 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 consider and dispose of his application for bail, on the date of surrender itself. The learned Sessions Judge, who has issued warrant of arrest for proper reasons, will have to consider the request for bail. It is for the learned Sessions Judge to decide whether bail could be granted to the petitioner. The petitioner will have to surrender before the learned Sessions Judge 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 Sessions 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.355/2013, the same shall be judiciously considered and decided, on the date of surrender itself, however, with notice to the other side.

**Sd/-
P.UBAID
JUDGE**

//True Copy//

P.A to Judge

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