

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 16TH DAY OF DECEMBER 2015/25TH AGRAHAYANA, 1937

OP(Crl.).No. 409 of 2015 (Q)

PETITIONER :

**SHIJU MATHEW, AGED 34 YEARS,
S/O. MATHEW, KULATHINAL HOUSE, POOYAMKUTTY,
KOTHAMANGALAM, ERNAKULAM**

BY ADV. SRI.M.M.ABDUL RAHIMAN

RESPONDENT :

**THE SUB INSPECTOR OF POLICE,
PALARIVATTOM POLICE STATION,
ERNAKULAM DISTRICT 682 025**

BY GOVERNMENT PLEADER SMT. P. MAYA

**THIS OP (CRIMINAL) HAVING COME UP FOR ADMISSION
ON 16-12-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

bp

B.KEMAL PASHA, J.

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O.P. (Crl) No. 409 of 2015

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Dated this the 16th day of December, 2015

JUDGMENT

The petitioner is the 1st accused in Crime No.1559/2014 of the Palarivattom Police Station, for the offences under Sections 406 and 420 IPC and Sections 10, 16 and 24 of the Immigration Act.

2. It seems that his Maruti Alto Car bearing Regn. No.KL-7-B2-8080 was unnecessarily seized from his possession and it is produced before the court below. Still, the car has not been released. It seems that the court below has passed an order for the release of the car under Section 451 Cr.P.C. Even then, the office of the court below is not releasing the car on the ground that the “Thondi number” has not been furnished.

3. The court below is directed to release the car

forthwith to the petitioner on his executing a bond for ₹ 1,00,000/- (Rupees One lakh only) with two solvent sureties for the like sum each to the satisfaction of the court below. The court below shall not wait for any further particulars.

The original petition is disposed of accordingly.

Sd/-
B.KEMAL PASHA, JUDGE

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