

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 31ST JANUARY 2007 / 11TH MAGHA 1928

Bail Appl..No. 494 of 2007()

AGAINST THE ORDER IN BA.7373/2006
CRIME NO.499/06 OF KUNNIKKODE POLICE STATION.
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: PETITIONERS/ACCUSED:

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1. ARUN RAJ @ SHAJI,
S/O.KOCHU NARAYANAN @ NARAYANA PILLAI,
PALAPPALLY VEEDU, NADUKKUNNU MURI,
LAL BHAVAN JN., MELILA VILLAGE.
 2. SAJEEV KUMAR @ SAJEEV,
S/O.BALAKRISHNA PILLAI, KUNNATHARIKATHU
NADUKKUNNU MURI, LAL BHAVAN JN.,
MELILA VILLAGE.

BY ADV. SRI.S.RAJEEV

RESPONDENTS: COMPLAINANT:

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

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 31/01/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

BAIL APPLICATION NO. 494 OF 2007

DATED THIS THE 31st DAY OF JANUARY, 2007

O R D E R

Petitioners who are accused 6 and 7 in Crime No.499/06 of Kunnikkode Police Station for offences punishable under sections 366 and 376(2)(g) IPC, seek their enlargement on bail. The occurrence took place from 5.11.2006 onwards in which a 17 year old girl was allegedly ravished by many. The petitioners were arrested on 28.11.2006.

2. Even though the learned Public Prosecutor opposed the application, having regard to the facts and circumstances of the case and the duration of judicial custody of the petitioners, I am inclined to grant bail to the petitioners, but on conditions safeguarding the interest of the prosecution as well. Accordingly, the petitioners are directed to be released on bail on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-III, Punalur and subject to the following conditions:

1. The petitioners shall report before the Circle Inspector of Police, Punalur between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioners shall make themselves available for interrogation as and when required by the Police, till the filing of the final report.
3. The petitioners shall not enter the territorial limits of Kunnikode Police Station until further orders.
4. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.
5. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

dsn