

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 31ST AUGUST 2007 / 9TH BHADRA 1929

Bail Appl.No. 5216 of 2007(B)  
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PETITIONER/ACCUSED:  
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PRAVEEN MOHAN, AGED 21 YEARS,  
S/O.MOHANAN NAIR, MOHANA VIHAR,  
ERYAMCODE, CHERIYAKONNI, THIRUVANANTHAPURAM.

BY ADV. SRI.K.T.SHYAMKUMAR

RESPONDENT/STATE/COMPLAINANT:  
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STATE OF KERALA, REPRESENTED BY  
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,  
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION  
ON 31/08/2007, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:

**K.T. SANKARAN, J.**

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**B.A.NO. 5216 OF 2007 - B**  
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**Dated this the 31st day of August, 2007**

**O R D E R**

This is the third bail application filed by the petitioner. This application is filed under Section 438 of the Code of Criminal Procedure seeking anticipatory bail.

2. The petitioner is the accused in Crime No.81 of 2007 of Vattiyoorkavu Police Station, Thiruvananthapuram. The offences alleged against the petitioner are under Sections 307 and 34 of the Indian Penal Code and Section 27 of the Arms Act.

3. As per the order dated 31.5.2007, the bail application (B.A.No.2539 of 2007) filed by the petitioner was disposed of with the following directions:-

“The right of the police to interrogate the petitioner cannot be denied. If, after interrogation, the complicity of the petitioner is made out, the police, may or may not, as part of the investigation, arrest the petitioner. In case, the petitioner is arrested, he shall be produced before the Magistrate on the same day and the Magistrate shall consider and dispose of on merits his application for regular bail, preferably, on the same date on which it is filed.

**B.A.NO.5216 of 2007**

**: -2- :**

With the above observation, this petition is disposed of."

4. In view of the order dated 31.5.2007 in B.A.No.2539 of 2007, I am of the view that the petitioner is not entitled to the reliefs prayed for in this bail application. The Bail Application is rejected.

The Bail Application is accordingly dismissed.

**K.T.SANKARAN,  
Judge**

Mbs/

**B.A.NO.5216 of 2007**

**:-3:-**

**K.T. SANKARAN, J**

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**B.A. NO. OF 2007**

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**ORDER**

**B.A.NO.5216 of 2007**

**:-4:-**

**DATED:31-08-2007**