

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE R.BASANT**

**TUESDAY, THE 29TH APRIL 2008 / 9TH VAISAKHA 1930**

**Bail Appl..No. 2619 of 2008()**

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AGAINST THE JUDGEMENT/ORDER IN BA.2160/2008 Dated 04/04/2008  
CRIME NO.624/2008 OF CENTRAL POLICE STATION, ERNAKULAM  
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**PETITIONER : 3RD ACCUSED:**

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NARAYANA SHARMA.K.N.,  
5/5 A HOUSING UNIT, RACE COURSE,  
BEHIND COLLECTORS BUNGALOW, COIMBATHORE.**

**BY ADV. SRI.T.N.MANOJ  
SRIJEEMON JOHN**

**RESPONDENT:**

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THE SHO CENTRAL POLICE STATION  
ERNAKULAM.**

**BY PUBLIC PROSECUTOR SRI.GIKKU JACOB**

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION  
ON 29/04/2008, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:**

**R.BASANT, J**

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**B.A.No.2619 of 2008**  
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**Dated this the 29<sup>th</sup> day of April, 2008**

**ORDER**

Application for anticipatory bail. Petitioner is the 3<sup>rd</sup> accused. He along with co-accused faces allegations in a crime registered alleging offences punishable, inter alia, under Sections 420 and 409 I.P.C. Altogether there are 3 accused persons. Accused 1 and 2 have already been granted anticipatory bail as per orders dated 04.04.08 in B.A.No.2160 of 2008 and 11.04.08 in B.A.No.2345 of 2008. I am satisfied that the petitioner herein can also be granted anticipatory bail subject to appropriate terms and conditions. I have adverted to facts in detail in the order dated 04.04.08. This order must be read in continuation of the said order. I am hence not adverting to facts in any greater detail in this order.

2. In the result, this Bail Application is, allowed. The following directions are issued under Section 438 Cr.P.C.

i) The petitioner shall appear before the learned Magistrate at 11 a.m on 06.05.2008. He shall be enlarged on regular bail on his executing a bond for Rs.1,00,000/- (Rupees One lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 1 p.m on 07.05.2008 and 08.05.2008. During this period, the Investigating Officer shall be at liberty to interrogate the petitioner in custody and take all necessary steps for the proper conduct of the investigation. Thereafter the petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and subsequently as and when directed by the Investigating Officer in writing to do so;

iii) If the petitioner does not appear before the learned Magistrate as directed in clause (i), directions issued above shall thereafter stand revoked and the police shall be at liberty to arrest the petitioner and deal with him in accordance with law as if those directions were not issued at all;

iv) If the petitioner were arrested prior to his surrender on 06.05.08 as directed in clause (1) above, he shall be released from custody on his executing a bond for Rs.1,00,000/- (Rupees One lakh only) without any sureties undertaking to appear before the learned Magistrate on 06.05.08.

**(R.BASANT, JUDGE)**

rtr/-