

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOMAS P.JOSEPH

FRIDAY, THE 30TH APRIL 2010 / 10TH VAISAKHA 1932

CrI.MC.No. 1571 of 2010()

S.C.No.1389 OF 2008 OF IInd ADDL.SUB COURT, THRISSUR WHICH AROSE IN
CRIME 2/2004 OF VADAKKEKKAD POLICE STATION

PETITIONER/ACCUSED NO.1

JAYAN, AGED 45 YEARS,
VALIYARA HOUSE, P.O.PUNNAYURKULAM,
PAROOR, THRISSUR DISTRICT.

BY ADV. SRI.A.C.DEVY

RESPONDENT/COMPLAINANT

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

PUBLIC PROSECUTOR: SMT K MEERA

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 30/04/2010, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

THOMAS P JOSEPH, J.

Crl.M.C.No.1571 of 2010

Dated this 30th day of April, 2010

ORDER

This petition under section 482 of the Code of Criminal Procedure is filed by accused No.1 in S.C.No.1389 of 2008 of the court of learned Additional Sub Judge-II, Thrissur arising from crime No.2 of 2004 of Vadakkekka Police Station for offences punishable under sections 143, 147, 148, 324 and 308 r/w 149 of the Indian Penal Code. Petitioner was granted bail at crime stage and committal stage but therefore he did not turn up, according to him as he got an employment in the meantime. Hence non bailable warrant was issued to him. Learned counsel for petitioner seeks direction to the learned Additional Sub Judge-II, Trissur to grant bail to the petitioner on the very same day the application is preferred.

2. I have heard learned counsel for petitioner and the learned Public Prosecutor. The request of petitioner cannot be allowed in view of the decision of this court in **Martin Vs. State of Kerala (2004(2) KLT 1037)** but, considering the facts and circumstances I direct that learned Additional Sub Judge-II shall dispose the application for bail if preferred, as expeditiously as possible.

With the above direction the petition is dismissed.

(THOMAS P JOSEPH, JUDGE)

Sbna/-