

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 31ST JANUARY 2011 / 11TH MAGHA 1932

Bail Appl..No. 553 of 2011()

**(CRIME NO. 1085/2010 OF MEDICAL COLLEGE POLICE STATION,
TRIVANDRUM DISTRICT)**
.....

PETITIONER/IST ACCUSED

**R.VENUGOPAL, S/O.RAMAN UNNITHAN,
AGED 39, CHITHIRA, T.C.2/3263,
OPPOSITE TO L.I.C., PATTOM,
THIRUVANANTHAPURAM.**

**BY ADVS. SRI.S.SREEKUMAR
SRI.P.MARTIN JOSE
SRI.M.A.MOHAMMED SIRAJ
SRI.P.PRIJITH**

RESPONDENT(S):

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

BY PUBLIC PROSECUTOR SRI.C.S.HRITHWIK

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 31/01/2011, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

SVS

V. RAMKUMAR, J.

Bail Application No.553 of 2011

Dated this the 31st day of January, 2011

ORDER

In this Petition filed under Sec.438 Cr.P.C. the petitioner who is accused No.1 in Crime No.1085 of 2010 of Medical College Police Station, Thiruvananthapuram, for an offence punishable under Section 498(A) read with Section 34 I.P.C., seeks anticipatory bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. After evaluating the factors and parameters which are to be taken into consideration in the light of paragraph 122 of the verdict dated 2-12-2010 of the Apex Court in **Siddharam Satlingappa Mhetre v. State of Maharashtra and Others (2010 (4) KLT 930)**, I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail in the event of his arrest in connection with the above case on his executing a bond for ₹25,000/- (Rupees twenty five thousand only) with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:-

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.
2. The petitioner shall make himself available for interrogation including custodial interrogation as and when required by the Investigating Officer.
3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.
4. The petitioner shall not commit any offence while on bail.
5. The bail granted pursuant to this order shall be in force till the end of the trial of the case unless and until it is cancelled by this Court in accordance with paragraph 103 of the verdict in **Siddharam Satlingappa Mhetre's case (supra)**.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

skj