

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 30TH JUNE 2011 / 9TH ASHADHA 1933

Bail Appl..No. 5114 of 2011()

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CRMP.1241/2011 of SUB COURT, NEDUMANGAD  
CRIME NO.120/2001 OF NEDUMANGAD POLICE STATION  
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PETITIONER/ACCUSED

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ANILAL, S/O.ABDUL VAHEED,  
BISMI MANZIL, N M C VI/361, KUNNATHU KOPPAM,  
ARASHUPARAMBU MURI, NEDUMANGADU VILLAGE,  
THIRUVANANTHAPURAM DISTRICT.

BY ADV.P.VIJAYABHANU  
ADV. SRI.SHAJIN S.HAMEED

RESPONDENT: STATE

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STATE OF KERALA,  
REPRESENTED BY THE SUB INSPECTOR OF POLICE,  
NEDUMANGAD POLICE STATION, REPRESENTED THROUGH THE  
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

PUBLIC PROSECUTOR SRI.M.S.BREEZ

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD  
ON 30/06/2011, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:

**V.RAMKUMAR, J.**

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**Bail Appln.No.5114 of 2011**  
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**Dated this the 30<sup>th</sup> day of June, 2011**

**ORDER**

In this Petition filed under Section 439 Cr.P.C. the petitioner who is the accused in Crime No.120 of 2001 of Nedumangad Police Station for offences punishable under Sections 328 & 379 read with Section 34 I.P.C., seeks his enlargement on bail. He was arrested on 16-4-2011 and his formal arrest in this case was recorded on 8-6-2011.

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

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner, the fact that investigation of the case is over and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for ₹25,000/- (Rupees Twenty five thousand only) with two solvent sureties (each of whom shall furnish solvency certificate for the said amount) each for the like amount to the satisfaction of the Magistrate concerned and subject to the following conditions:-

1. *The petitioner shall appear before the trial court on all the dates of posting of (L.P.No.50 of 2009)*

*S.C.No.486/2011 of the Assistant Sessions Judge,  
Nedumangad and thereafter before the court of  
session.*

2. *Before executing the bail bond the petitioner shall  
surrender his passport (if not already surrendered).  
In case the petitioner is not the holder of the  
passport, he shall file an affidavit to that effect.*
3. *The petitioner shall not leave the territorial limits of  
Kerala State without the written permission of this  
Court.*
4. *The petitioner shall not commit any offence while on  
bail.*
5. *The petitioner shall not influence or intimidate the  
prosecution witnesses nor shall he attempt to tamper  
with the evidence for the prosecution.*

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.

Dated this the 30<sup>th</sup> day of June, 2011.

**V.RAMKUMAR, JUDGE**