

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 29TH JULY 2011 / 7TH SRAVANA 1933

Bail Appl..No. 6062 of 2011()

CRIME NO.309/2011 OF ARANMULA POLICE STATION

PETITIONER/ACCUSED NO.1

CHRISTY NIBY, AGED 30 YEARS,
W/O.NIBIN MATHEW, RESIDING AT THADATHIL HOUSE,
MALLAPPUZHASSERY VILLAGE, KOZENCHERRY TALUK,
PATHANAMTHITTA DISTRICT.

BY ADV. SRI.V.SETHUNATH

RESPONDENT(S): COMPLAINANT/STATE

-
1. THE S.I.OF POLICE,
ARANMULA POLICE STATION, PATHANAMTHITTA DISTRICT.
 2. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

PUBLIC PROSECUTOR SRI.JAYASOORYA

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD
ON 29/07/2011, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K.T.SANKARAN, J.

B.A.No.6062 of 2011

Dated this the 29th day of July, 2011

O R D E R

This is an application for bail under Section 439 of the Code of Criminal Procedure. The petitioner is accused No.1 in Crime No.309 of 2011 of Aranumula Police Station.

2. The offences alleged against the petitioner are under Sections 468, 471 and 420 read with Section 34 of the Indian Penal Code.

3. As per the order in B.A.No.4459 of 2011 dated 6.6.2011, the petitioner surrendered before the investigating officer on 8.7.2011. She was produced before court and she was remanded to judicial custody.

4. It is submitted by the learned counsel for the petitioner that the petitioner is a victim at the hands of the second accused and she had filed Annexure 2 petition before

the police in December, 2010.

5. Taking into account the facts and circumstances of the case, the duration of the judicial custody undergone by the petitioner, the nature of the offence and the present stage of investigation, I am of the view that bail can be granted to the petitioner.

The petitioner shall be released on bail on her executing bond for ₹ 25,000/- with two solvent sureties for the like amount to the satisfaction of the Judicial Magistrate of the First Class-I, Pathanamthitta, subject to the following conditions:

- A) The petitioner shall report before the investigating officer between 9 A.M. and 11 A.M. on all Mondays, till the final report is filed or until further orders;
- B) The petitioner shall appear before the investigating officer for interrogation as and when required;
- C) The petitioner shall not try to influence the prosecution witnesses or tamper with the evidence;

- D) The petitioner shall not commit any offence or indulge in any prejudicial activity while on bail;
- E) In case of breach of any of the conditions mentioned above, the bail shall be liable to be cancelled.

The Bail Application is allowed as above.

**K.T.SANKARAN
JUDGE**

csl