

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

**PRESENT:**

**THE HONOURABLE MR.JUSTICE M.SASIDHARAN NAMBIAR**

**TUESDAY, THE 31ST DAY OF JANUARY 2012/11TH MAGHA,1933**

**BA.No. 445 of 2012 ( )**  
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**(CRIME NO.1352/2011 OF THALASSERY POLICE STATION, KANNUR)**

**PETITIONERS/ACCUSED 2 AND 3:**  
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- 1. K. ABOOBACKER  
AGED 51 YEARS, S/O.MOOSA( LATE), K.C.HOUSE, AZHIYOOR PO  
POOZHITHALA, VATAKARA.**
- 2. A.SABEENA,  
W/O.K.ABOOBACKER, ASHARINTAVIDA HOUSE, PERINGADI PO  
NEW MAHE.**

**BY ADVS.SRI.K.MOHANAKANNAN  
SMT.A.R.PRAVITHA  
SMT.RASHMI RAVINDRAN**

**RESPONDENT/COMPLAINANTS:**  
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- 1 STATE OF KERALA  
STATE OF KERALA, REP BY SUB INSPECTOR OF POLICE  
THALASSERY POLICE STATION  
REPRESENTED BY PUBLIC PROSECUTOR  
HIGH COURT OF KERALA-682031.**

**R BY PUBLIC PROSECUTOR, SRI.K.K.RAJEEV**

**THIS BAIL APPLICATION HAVING BEEN COME UP FOR ADMISSION ON  
31-01-2012, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

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**M.SASIDHARAN NAMBIAR, J.**

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**B.A. No. 445 of 2012**  
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**Dated this the 31<sup>st</sup> day of January, 2012**

**ORDER**

Apprehending arrest in Crime No.1352/2012 of Thalassery Police Station registered for offence under Section 420 r/w Section 34 of IPC petition is filed under Section 438 of Cr.P.C. for anticipatory bail. Learned Public Prosecutor submitted that in Crime No.1352/2012 though there are three accused, petitioners are not arrayed as accused and hence there is no basis for the apprehension of arrest. Recording the submission, petition is dismissed.

**M. SASIDHARAN NAMBIAR,  
JUDGE.**

Kp/-