

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE N.K.BALAKRISHNAN

THURSDAY, THE 31ST DAY OF MAY 2012/10TH JYAISHTA 1934

Bail Appl..No. 3042 of 2012 ()

(CRIME NO. 427/2012 OF VAIKOM POLICE STATION, KOTTAYAM DISTRICT)

PETITIONER/ACCUSED:

JOBY,
S/O BABY, AGED 28, KOCHU PAAKKATHARA HOUSE, THOTTAKAM KARA
THALAYAZHAM VILLAGE, VAIKOM, KOTTAYAM

BY ADVS.SRI.P.HARIDAS
SMT.S.SIKKY
SMT.LIJI KUTTAPPAN

RESPONDENTS/STATE & COMPLAINANT:

1. THE STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM 682031
2. THE SUB INSPECTOR OF POLICE,
VAIKOM POLICESTATION, VAIKOM 686101

BY PUBLIC PROSECUTOR SRI. SREEJITH V.S.

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD ON
31-05-2012, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

Sc1.

N.K.BALAKRISHNAN, J.

B.A. No. 3042 OF 2012

Dated this the 31st day of May, 2012

O R D E R

The petitioner is the 8th accused in Crime No.427/2012 of Vaikom Police Station. The offences alleged against him are under sections 143, 144, 147, 148, 149, 452, 459,308, 326,324, 323 and 427 of IPC.

2. The learned counsel for the petitioner submits that there was no specific overt act against this petitioner and there is no allegation that he has not carried the deadly weapons. The learned Public Prosecutor submits that it was in prosecution of the common object of the unlawful assembly, the offence was committed. The petitioner and other accused trespassed into the building and also attempted to cause the death of the injured.

Considering the gravity of the offence, I am not inclined to grant anticipatory bail. Hence it is dismissed.

**N.K.BALAKRISHNAN,
JUDGE.**