

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

FRIDAY, THE 31ST DAY OF JULY 2015/9TH SRAVANA, 1937

Bail Appl..No. 4481 of 2015 ()

**CRIME NO. 924/2015 OF KODUMON POLICE STATION,
PATHANAMTHITTA DISTRICT**

PETITIONERS/ACCUSED :

1. SATHEESH G., AGED 37 YEARS,
(SHOWN AS SUNEESH IN THE FIR)
S/O.V.N.GOPALAKRISHNA KURUP
VADAKKADATHU KIZHAKKETHIL, S/O. GOPALAKRISHA KURUP
FORMERLY OF VADAKKADATHU KIZHAKKETHIL, AICKADU
KODUMON AND NOW RESIDING AT GANGOTHRI, PADUKOTTACKAL,
THATTA P.O., ADOOR, PATHANAMTHITTA DISTRICT.
2. ANEESH KUMAR.R., AGED 30 YEARS,
S/O.RAMACHANDRA KURUP, KIZHUKKUDUKKATHU, AICKADU
KODUMON PO, PATHANAMTHITTA DISTRICT.
3. SARATH.R., AGED 24 YEARS,
S/O.RADHAKRISHNA, SOUMYA BHAVAN, AICKADU,
KODUMON P.O., PATHANAMTHITTA DISTRICT.
4. SATHEESH .R., AGED 25 YEARS,
@ SAJI, S/O.RAJU, VAHAMOOTTIL AICKADU
KODUMON P.O., PATHANAMTHITTA DISTRICT
5. DINESH, AGED 29 YEARS,
S/O.SASIDHARAN PILLAI, SHOBHA BHAVANAM, AICKADU,
KODUMON P.O., PATHANAMTHITTA DISTRICT.

**BY ADVS.SRI.K.SHAJ
SRI.SAJJU.S**

RESPONDENTS :

1. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM - 682031.
2. SUB INSPECTOR OF POLICE, KODUMON POLICE STATION,
KODUMON, PATHANAMTHITTA 689645.

R1 & R2 BY PUBLIC PROSECUTOR SMT. R. REMA

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 31-07-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

K. ABRAHAM MATHEW, J.

B.A. No.4481 of 2015

Dated this the 31st day of July, 2015

ORDER

Petition filed under Section 438 Cr.P.C.

2. Petitioners are accused in Crime No.924/2015 of Kodumon police station, Pathanamthitta District. They are alleged to have committed the offences under Sections 323, 326, 294(b), 506(1) read with Section 34 of the Indian Penal Code.

3. The prosecution case is that they assaulted the victim with an umbrella and hands and kicked him.

4. Heard.

5. Having regard to the facts of the case I am satisfied that this is a fit case to grant anticipatory bail to the petitioners.

In the result, this application is allowed.

1. The petitioners shall be released on bail after interrogation on their executing a bond for Rs.25,000/- (Rupees Twenty five thousand only) each if they are arrested by the police in connection with this case.

2. They shall appear before the investigating officer for interrogation if they are so required by him in writing.

3. They shall not get themselves involved in any other criminal case while they are on bail.

4. They shall not intimidate or attempt to influence the witnesses.

5. They shall not destroy or tamper with evidence.

6. They shall surrender their passports before the lower court concerned or if they do not have one, they shall file an affidavit to that effect within five days of their release.

7. They shall not leave India without the previous permission of the court of enquiry or trial court as the case may be.

In case of violation of any of the above conditions, the learned Magistrate is empowered to cancel the bail in accordance with law.

If the petitioners surrender before the Magistrate this order is not applicable and the learned Magistrate may pass appropriate orders.

sd/-

**K. ABRAHAM MATHEW
JUDGE**

