

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.P.JYOTHINDRANATH

TUESDAY, THE 29TH DAY OF DECEMBER 2015/8TH POUSHA, 1937

Bail Appl..No. 8194 of 2015

CRIME NO. 150/2015 OF KOTTARAKKARA EXCISE RANGE, KOLLAM DISTRICT

PETITIONER(S)/ACCUSED :

**SASI, AGED 64 YEARS,
S/O.KUNJON, VALIYAVILAKIZHAKKATHIL VEEDU, VALLOM,
NEDUVATHOOR VILLAGE, KOLLAM DISTRICT.**

BY ADV. SRI.B.MOHANLAL

RESPONDENT(S)/COMPLAINANT & STATE :

**STATE,
REPRESENTED BY THE EXCISE RANGE INSPECTOR,
KOTTARAKKARA EXCISE RANGE, KOLLAM DISTRICT,
THROUGH THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.**

BY PUBLIC PROSECUTOR SMT.VH.JASMINE

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 29-12-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

Msd.

K.P. JYOTHINDRANATH, J.

B.A. No.8194 of 2015

Dated this the 29th day of December, 2015

O R D E R

This is an application filed under Section 439 of the Code of Criminal Procedure.

2. When the petition came up for hearing, the learned counsel for the petitioner submitted before me that the petitioner is unnecessarily arrested by the Excise officials alleging that the petitioner was in possession of 600 M.l. of Indian made foreign liquor and it was intended for sale.

3. I heard the learned Public Prosecutor, who submitted before me that it is a case where the petitioner was selling Indian made foreign liquor without any authority or licence.

4. For possessing 3 litres of Indian made foreign liquor, no permit or license is necessary in our State. The allegation is that the petitioner indulged in sale of IMFL. It is a matter to be proved during trial.

5. After considering the totality of the case and the

quantity of the Indian made foreign liquor involved, I feel that the petitioner can be granted bail on the the following conditions:

- 1) The petitioner shall be released on bail on executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the court concerned.
- 2) The petitioner shall appear before the Investigating Officer as and when required by notice in writing.
- 3) The petitioner shall not commit any offence during the bail period.
- 4) The petitioner shall co-operate with the investigation.

On the above conditions, this bail application is allowed.

Sd/-
K.P. JYOTHINDRANATH
JUDGE

//True copy//
P.A. TO JUDGE

shg/