

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

**PRESENT:**

**THE HONOURABLE MR. JUSTICE SUNIL THOMAS**

**FRIDAY, THE 30TH DAY OF JUNE 2017/9TH ASHADHA, 1939**

**Bail Appl..No. 4033 of 2017**  
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**CRIME NO. 310/2017 OF SULTHAN BATHERY POLICE STATION, WAYANAD**  
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**APPLICANT(S)/2ND ACCUSED :**  
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**SHAMEER,  
S/O. MUHAMMED, AGED 30 YEARS,  
THEKKETHIL HOUSE, CHEERAL POST, KAZHAMBU,  
SULTHAN BATHERY TALUK, WAYANAD.**

**BY ADVS. SRI.TONY THOMAS (INCHIPARAMBIL)  
SRI.P.THOMAS GEEVERGHESE**

**RESPONDENT(S)/COMPLAINANT :**  
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**STATE OF KERALA,  
REPRESENTED BY PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM,  
REPRESENTING THE S.I OF POLICE,  
SULTHAN BATHERY POLICE STATION,  
WAYANAD DISTRICT.**

**BY PUBLIC PROSECUTOR SRI. AJITH MURALI**

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION  
ON 30-06-2017, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:**

Msd.

**SUNIL THOMAS, J**

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B.A. No.4033 of 2017

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Dated this the 30<sup>th</sup> day of June, 2017

ORDER

The petitioner herein is the second accused in crime No.310/2017 of Sulthan Bathery Police Station for offences punishable under Section 143, 147, 148, 341, 323, 308, 506 (i) r/w 149 IPC. According to the prosecution, on 07.04.2017 at 7.30pm, the accused wrongfully restrained the defacto complainant and attacked him. He sustained injuries. Alleging that they had attempted to inflict serious injuries with the intention of causing culpable homicide. Crime was registered. The petitioner apprehending arrest seeks bail.

2. It appears that the main role is actually attributed to the first accused. He was arrested and released. Considering the limited role attributed to the petitioner herein and that he is not involved in any other criminal case, I am inclined to grant him bail on the following conditions:

(i) Petitioner shall appear before the investigation officer within ten days from today and shall undergo interrogation. Thereafter, if they are proposed to be arrested, they shall be released on bail on executing a bond for a sum of Rs.40,000/- (Rupees forty thousand only) each with two sureties for the like sum each.

(ii) He shall appear before the investigating officer as and when called for.

(iii) He shall not threaten, coerce or intimidate the defacto complainant and the witnesses nor shall he interfere in the process of investigation.

(iv) He shall not get involved in any other identical offences.

Bail application is allowed as above.

Sd/-  
**SUNIL THOMAS, JUDGE**  
//True copy//

vgd

PA To Judge

