

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. 4267 of 2017 ()

CRIME NO.799/2017 OF SASTHAMCOTTA POLICE STATION, KOLLAM

PETITIONER(S) :

RAHUL RAVI,
S/O.RAVEENDRAN PILLAI,
AGED 18 YEARS,
RAHUL BHAVANAM,
VATAKKAN MAINAGA PALLI,
MAINAGAPALLI VILLAGE,
KOLLAM.

BY ADV. SRI.ZUBAIR PULIKKOOL

RESPONDENT(S) :

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM.

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:

EL

SUNIL THOMAS, J

B.A.No.4267 of 2017

Dated this the 30th day of June, 2017

O R D E R

The petitioner herein is the first accused in Crime No.799/2017 of Sasthamcotta police station for offences punishable under sections 447, 324, 294(b), 323, 326 r/w section 34 of the Indian Penal Code.

2. It is alleged by the prosecution that the accused caused damage to the cultivation effected in the property of the defacto complainant. It was objected by him. The accused resisted violently by hitting him with cycle chain, after trespassing into this property. Complaint was laid and crime was registered. Accused No.3 was arrested. The petitioner apprehends arrest. It is reported that all other accused are juveniles.

3. It appears that the main role is attributed to the petitioner herein. They hit the defacto complainant with an object which caused fracture of the two teeth. Having considered the nature of allegations, though this should

normally disentitle granting of pre-arrest bail, considering the nature of allegations and the fact that the petitioner herein is young, without any criminal antecedents, I am inclined to take a lenient view and to avoid the custodial interrogation. Hence I am inclined to grant pre-arrest bail to the petitioner herein on the following conditions:

(i) Petitioner shall appear before the investigation officer within ten days from today and shall undergo interrogation. Thereafter, if he is proposed to be arrested, he 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 on all Tuesdays between 9 and 10 am for a period of one month, from the date of execution of the bond.

(iii) He shall not threaten, coerce or intimidate the defacto complainant or his witnesses.

(iv) He shall not get involved in any other identical offence and the involvement if any, will be a ground for

cancellation of bail.

Bail application is allowed as above.

Sd/-

SUNIL THOMAS, JUDGE

R.AV

//True Copy//

PA to Judge