

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.SUDHEENDRA KUMAR

FRIDAY, THE 27TH DAY OF APRIL 2018 / 7TH VAISAKHA, 1940

Bail Appl..No. 2820 of 2018

CRIME NO. 379/2018 OF KOLLENGODE POLICE STATION , PALAKKAD

PETITIONER(S)/2ND ACCUSED.

KANNAN
AGED 40 YEARS, S/O RAMASWAMY, VIJAYANAGAR, PLACHIMADA,
KANNIMARI, PERUMATTY, PALAKKAD DISTRICT.

BY ADV.SRI.T.K.SANDEEP

RESPONDENT(S)/COMPLAINANT/STATE.:

STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM-682031.

BY PUBLIC PROSECUTOR,SHRI C K PRASAD

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 27-04-2018,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

B.SUDHEENDRA KUMAR, J.

Bail Application No.2820 of 2018

Dated this the 27th day of April 2018

ORDER

The petitioner is the second accused in Crime No.379/2018 of Kollengode Police Station registered for the offences punishable under Sections 341, 324, 511 of 376 and 394 IPC.

2. The prosecution case can be briefly stated as follows:-

On 26.3.2018 at 9.45 p.m., while the defacto complainant and her friend were sitting near Meenkara Dam, the petitioner and the other accused came there and assaulted them with a stick. They also pulled the hands of the defacto complainant. They also uttered abusive words

and touched on the back side of the victim girl.

3. The petitioner was arrested on 29.3.2018 and ever since he has been in custody.

4. Heard.

5. The learned Public Prosecutor has submitted that the petitioner is not involved in any other offence of similar nature. The defacto complainant and the victim girl were medical students doing their final year M.B.B.S. The victim girl is aged 23 years. The defacto complainant is also aged 23 years. It appears that the major part of the investigation, as regards the petitioner, is almost complete. Considering the facts and circumstances of the case, including the period of detention of the petitioner and also taking into consideration that the petitioner is the first time offender, I am inclined to grant bail to the petitioner.

In the result, this application stands allowed and the

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petitioner shall be released on bail on condition of the petitioner executing a bond for Rs.35,000/- (Rupees thirty five thousand only), with two solvent sureties each, for the like sum to the satisfaction of the jurisdictional Magistrate and subject to the following further conditions:

(i) The petitioner shall report before the Investigating Officer on every Monday between 9 a.m. and 11 a.m. for six months or till the filing of the final report, whichever is earlier.

(ii) The petitioner shall not get involved in any other offence during the pendency of this case.

(iii) The petitioner shall not intimidate or influence the witnesses or in any way tamper with the investigation.

SD
B.SUDHEENDRA KUMAR,
JUDGE

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PA to Judge