

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE B.SUDHEENDRA KUMAR

FRIDAY ,THE 28TH DAY OF DECEMBER 2018 / 7TH POUSHA, 1940

Bail Appl..No. 8743 of 2018

CRIME NO. 1938/2018 OF Poojappura Police Station ,
Thiruvananthapuram

PETITIONER/S:

REVANTH

AGED 23 YEARS

S/O. REGHUNATHAN NAIR, T.C. 40/2735 (1) , UNRA-
C-2, UDAYAGIRI NAGAR, THIRUMALA,
THIRUVANANTHAPURAM, KERALA - 695006.

BY ADV. SRI.ARUN CHAND

RESPONDENT/S:

- 1 STATE OF KERALA
REPRESENTED BY ITS PUBLIC PROSECUTOR, HIGH
COURT OF KERALA, ERNAKULAM - 31.
- 2 SUB INSPECTOR OF POLICE,
POOJAPPURA POLICE STATION, THIRUVANANTHAPURAM
DISTRICT, KERALA - 695012.

OTHER PRESENT:

SMT. V SREEJA PP

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
28.12.2018, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER

The petitioner is the accused in Crime No.1938 of 2018 of Poojappura Police Station registered for the offence punishable under Section 20(b)(ii)(B) of the NDPS Act.

2. The prosecution allegation is that on 9.11.2018, the petitioner and the other accused were found in possession of 1.170 kg of ganja in a Maruti car bearing Reg.No.KL-01-BP-4889, in contravention of the provisions of the NDPS Act. The petitioner was arrested from the spot and ever since he has been in custody.

3. Heard.

4. The learned Public Prosecutor has no serious objection in allowing this application. The learned Public Prosecutor has submitted that the petitioner is not involved

in any other offence of similar nature. Considering the facts and circumstances of the case, including the submission of the learned Public Prosecutor, the quantity of ganja seized and also taking into consideration of the fact that the petitioner is a first time offender, I am inclined to grant bail to the petitioner.

In the result, this application stands allowed and the petitioner shall be enlarged on bail on condition of the petitioner executing a bond for Rs.40,000/- (Rupees forty thousand only) with two solvent sureties, each for the like sum to the satisfaction of the trial court 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 and thereafter, as and when required by the Investigating Officer for

interrogation.

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

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

I make it clear that if the petitioner violates any of the above conditions, the court below shall be at liberty to proceed against the petitioner to cancel the bail in accordance with law, without any reference to this Court, as held by the Apex Court in P.K.Shaji v. State of Kerala [AIR 2006 SC 100].

Dated this the 28th day of December 2018.

sd

B. SUDHEENDRA KUMAR, JUDGE.