

A.S.Santhoshkumar Vs. State of Kerala

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Court : Kerala

Decided On : Dec-28-2012

Judge : Hon'Ble Mr. Justice Babu Mathew P.Joseph

Appellant : A.S.Santhoshkumar

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HON'BLE MR. JUSTICE BABU MATHEW P.JOSEPH FRIDAY, THE 28TH DAY OF DECEMBER 2012 7TH POUSHA 193 Bail Appl..No. 9556 of 2012 () ----- CRIME NO.55/2011 OF KOLLAM EAST POLICE STATION PETITIONER/ACCUSED: ----- A.S.SANTHOSH KUMAR, AGED 4 YEARS, S/O ANANDAN, FLAT NO G.D., PALM SHADE, OORAMPALLIL NAGAR, MUNDAKKAL WEST, KOLLAM 69100 . BY ADV. SRI.L.RAJESH NARAYAN IYER RESPONDENT(S)/COMPLAINANT: ----- STATE OF KERALA, REPRESENTED BY THE SUB INSPECTOR OF POLICE, KOLLAM EAST POLICE STATION, THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM. BY PUBLIC PROSECUTOR SRI. RAJESH VIJAYAN THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28-12-2012, THE COURT ON THE SAME DAY PASSED THE FOLLOWING: DSV/- BABU MATHEW P. JOSEPH, J.

----- B.A. No.9556 of 2012

----- Dated this the 28th day of December, 2012

ORDER This application is filed under Section 438 of Cr.P.C. for anticipatory bail.

2. Heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Learned counsel for the petitioner submits that the petitioner apprehends arrest by Kollam East Police on an accusation of having committed a non bailable offence. He further submits that the petitioner has not committed any offence at all. Learned Public Prosecutor, on instructions, submits that the petitioner is not made an accused by Kollam East Police in any case and, hence, the apprehension of the petitioner that he would be arrested has no basis. He further submits that if the petitioner is made an accused and his arrest is necessary, before the arrest, he will be served with a notice. In view of the submissions so made by the learned Public Prosecutor, this application does not survive. Therefore, recording the submissions made by the learned Public Prosecutor, this application is closed. Sd/- BABU MATHEW P. JOSEPH, JUDGE. okb.

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