

Rajeev Vs. State of Kerala

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Court : Kerala

Decided On : Feb-21-2014

Judge : Honourable Mr.Justice M.L.Joseph Francis

Appellant : Rajeev

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE N.K.BALAKRISHNAN FRIDAY, THE 21ST DAY OF FEBRUARY 2014 2ND PHALGUNA, 1935 Bail Appl..No. 1199 of 2014 ()
----- CRIME NO.58/2014 OF KONNI POLICE STATION, PATHANAMTITTA ----- PETITIONER/ACCUSED :- -----
RAJEEV, AGED 45 YEARS MANNIL KIZHAKKETHIL HOUSE, POKKATHODE P.O. PATHANAMTHITTA. BY ADVS.SRI.M.T.SURESHKUMAR SRI.V.V.RAJA RESPONDENT/COMPLAINANT :- ----- STATE OF KERALA REPRESENTED BY THE PUBLIC PROSECUTOR HIGH COURT OF KERALA, ERNAKULAM - 682 031. BY PUBLIC PROSECUTOR SRI.DHANESH MATHEW MANJOORAN THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21-02-2014, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:
jvt N.K.BALAKRISHNAN, J.

----- B.A. No.1199 of 2014 ----- Dated this
the 21st day of February 2014

ORDER

Petitioner is the accused in Crime No.58/2014 of Konni Police Station. The offences alleged against him are punishable under Secs.452, 341 and 324 IPC. Apprehending arrest, this petition is filed for anticipatory bail.

2. It is alleged that on 9.1.2014 at about 10 AM, the petitioner who is the neighbour of the complainant, trespassed into her house after having made preparation to cause hurt to the complainant woman and inflicted injuries by using a chopper. It is stated that when she ran away, the accused chased her and from near the well, the accused caught hold of her hair and inflicted the injury. It is stated that there were disputes between two neighbours.

3. Learned counsel for the petitioner submits that the allegations are not true. B.A. No.1199 of 2014 -:

2. :- 4. Considering all the aspects the following directions are issued: The petitioner shall surrender before the Investigating Officer within seven days from today. After interrogation the accused shall be produced before the learned Magistrate. When applied for bail by the accused, the learned Magistrate will grant bail to the petitioner but on the following conditions: a. The accused shall execute a bond for 25,000/- (Rupees Twenty Five Thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate. If in case the Magistrate has any doubt about the genuineness or correctness of the tax receipts produced by the sureties, the learned Magistrate can insist for production of the attested photo copies of the original title deeds of the sureties. b. The accused shall make themselves available for interrogation by the Investigating Officer and should appear before the Investigating Officer on all Mondays, Wednesdays and Fridays between 9.30 AM to 11.30 AM until further orders. B.A. No.1199 of 2014 -:

3. :- c. The accused shall produce his original passport before the learned jurisdictional Magistrate. If he is not having any valid passport, he should file an affidavit regarding the same before the Magistrate. d. The accused will also file affidavit that he will abide by all the conditions as mentioned above and that he will

not commit any offence similar to the offence involved in this case and will not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer or tamper with the evidence. e. The accused shall not leave the State of Kerala without permission of the court. f. The learned Magistrate will also ensure the identity of the sureties by insisting production of electoral photo identity cards/Driving licence etc. Sd/- N.K.BALAKRISHNAN, JUDGE. Jvt

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