

Radhakrishnan Vs. State of Kerala

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Court : Kerala

Decided On : Apr-07-2014

Judge : Honourable Mr.Justice N.K.Balakrishnan

Appellant : Radhakrishnan

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE N.K.BALAKRISHNAN MONDAY, THE 7TH DAY OF APRIL 2014 17TH CHAITHRA, 1936 Bail Appl..No. 2452 of 2014 ()
----- CRIME NO. 444/2011 OF ANCHALUMMOODU POLICE STATION, KOLLAM ----- PETITIONER/1ST ACCUSED :- -----
RADHAKRISHNAN AGED 32 YEARS S/O. RAMACHANDRAN PILLAI, INDIRA BHAVANAM ASHTAMUDI P.O., THRIKKARUVA. BY ADVS.SRI.K.SIJU SMT.BINDU GEORGE RESPONDENT(S) :- ----- STATE OF KERALA THROUGH THE S.I. OF POLICE ANCHALUMMOODU POLICE STATION REPRESENTED BY PUBLIC PROSECUTOR HIGH COURT OF KERALA, ERNAKULAM. BY PUBLIC PROSECUTOR SRI.RAJESH VIJAYAN THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07-04-2014, THE COURT ON THE SAME DAY PASSED THE FOLLOWING: jvt
N.K.BALAKRISHNAN, J.

----- B.A. No.2452 of 2014 ----- Dated this
the 7th day of April 2014

ORDER

Petitioner is the first accused in Crime No.444/2011 of Anchalummoodu Police Station, Kollam District. The offences alleged against him and other accused are punishable under Secs.498A and 323 r/w 34 of IPC. Apprehending arrest, this petition is filed for anticipatory bail. The de facto complainant is the wife of the petitioner. Their marriage took place on 12.6.2008.

2. It is alleged that the petitioner and other accused persons subjected the de facto complainant to physical and mental cruelty demanding more dowry.

3. Considering all the aspects the following directions are issued: The petitioner shall surrender before the Investigating Officer within 10 days from today. After B.A. No.2452 of 2014 -:

2. :- 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 himself available for interrogation by the Investigating Officer and should appear before the Investigating Officer on all Mondays between 9.30 AM to 11.30 AM until further orders. 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 B.A. No.2452 of 2014 -:

3. :- 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 India 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. //TRUE COPY// P.A. TO JUDGE Jvt

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