

Govindan.P.E. Vs. State

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Court : Kerala

Decided On : May-22-2014

Judge : Honourable Mr.Justice N.K.Balakrishnan

Appellant : Govindan.P.E.

Respondent : State

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE N.K.BALAKRISHNAN THURSDAY, THE 22D DAY OF MAY 2014 1ST JYASHTA, 1936 Bail Appl..No. 3336 of 2014 ()
----- CRIME NO. 160/2014 OF PERINGOME POLICE STATION, KANNUR DISTRICT ----- PETITIONER/ACCUSED :
----- GOVINDAN P.E., AGED 42 YEARS S/O. CHERIYA VISHNU NAMBOODIRI, TEACHER PUTHUMANA ILLAM, CHOORAL, P.O.MATHIL-670307. BY ADVS.SRI.M.SASINDRAN SRI.A.ARUNKUMAR
RESPONDENTS/COMPLAINANT & STATE :
----- 1. STATE - REPRESENTED BY PUBLIC PROSECUTOR HIGH COURT OF KERALA, ERNAKULAM-682031.

2. THE STATION HOUSE OFFICER (CRIME NO.160/2014 OF PERINGOME POLICE STATION) KANNUR DISTRICT-670307. R1 & R2 BY PUBLIC PROSECUTOR SRI. RAJESH VIJAYAN THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22-05-2014, ALONG WITH BA. 3340/2014 &

CONNECTED CASES, THE COURT ON THE SAME DAY PASSED THE FOLLOWING: Mn N.K. BALAKRISHNAN, J.

----- B.A. Nos. 3336, 3340, 3372, 3374 and 3375 of 2014 ----- Dated this the 22nd day of May, 2014

ORDER

The petitioner in B.A. Nos. 3336, 3340, 3372, 3374 and 3375 of 2014 is the accused in Crime Nos. 160, 162, 166, 161, and 159 of 2014 respectively. Offences alleged against the petitioner in all these cases are under section 9(f) r/w 10 of POCSO Act and section 23 of Juvenile Justice Act.

2. The petitioner has been in custody since 23.02.2014.

3. The petitioner is a school teacher. It is alleged that the accused had sexual contact with the victim girls who are students of that school studying in 5th standard.

4. The allegations are serious, the learned Public Prosecutor submits. B.A. Nos.3336, 3340, 3372, 3374 & 3375/2014 -2- 5. Considering the period of detention already undergone by the petitioner and in view of the submission made on behalf of the petitioner that he will abide by any condition that may be imposed on him, the petitioner is granted bail in all these cases subject to the following conditions: (i) The petitioner shall execute a bond for Rs.25,000/- (Rupees Twenty Five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Sessions Judge/Special Judge. If in case the Sessions Judge/Special Judge has any doubt about the genuineness or correctness of the tax receipts produced by the sureties, the learned Sessions Judge/Special Judge can insist for production of the attested photo copies of the original title deeds of the sureties. B.A. Nos.3336, 3340, 3372, 3374 & 3375/2014 -3- (ii) The petitioner shall make himself available for interrogation by the Investigating Officer and shall appear before the Investigating Officer on all Mondays and Fridays between 9.30 AM to 11.30 AM until further orders. (iii) The petitioner shall surrender his original passport before the learned Sessions Judge/Special Judge. If he is not having any

valid passport, he should file an affidavit regarding the same before the Sessions Judge/Special Judge. (iv) The petitioner will also file an 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 B.A. Nos.3336, 3340, 3372, 3374 & 3375/2014 - 4- disclosing such facts to the court or to any police officer or tamper with the evidence. (v) The petitioner shall not leave India without the prior permission of the learned Sessions Judge/Special Judge. (vi) The learned Sessions Judge/Special Judge will also ensure the identity of the sureties by insisting production of electoral photo identity cards/Driving licence etc. The passport will be produced and/or the affidavit mentioned earlier will be filed within 10 days from the date of release from jail. Sd/- N.K. BALAKRISHNAN, JUDGE //True Copy// P.A. to Judge
jjj

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