

Abhinav, vs State of Kerla,

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Court : Kerala

Decided On : Apr-30-2024

Judge : Honourable Mr.Justice P.G. Ajithkumar

Appeal No. : Bail Appl./2290/2024

Appellant : Abhinav,

Respondent : State of Kerla,

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE P.G. AJITHKUMAR
TUESDAY, THE 30TH DAY OF APRIL 2024 / 10TH VAISAKHA, 1946
BAIL APPL. NO. 2290 OF 2024 CRIME NO.307/2024 OF Kodungallur
Police Station, Thrissur PETITIONER: ABHINAV, AGED 21 YEARS S/O.
PRADEEP, PARAKOTT VEEDU, EDAVILANGU, KODUNGALLUR,
THRICHUR, PIN - 680671 BY ADV SAYED MANSOOR BAFAKHY
THANGAL RESPONDENT: STATE OF KERLA, REPRESENTED BY
PUBLIC PROSECUTOR,HIGH COURT OF KERALA, PIN - 682031
OTHER PRESENT: SMT. BINDU...GP THIS BAIL APPLICATION
HAVING COME UP FOR ADMISSION ON 30.04.2024, THE COURT ON
THE SAME DAY DELIVERED THE FOLLOWING: -2-

imprisonment upto ten years. Minimum punishment of ten years is not prescribed. So the petitioner can be retained in custody pending investigation only for 60 days. In such circumstances, the petitioner is liable to be granted bail, by virtue of the provisions of the proviso to Section 167(2) of the Code of Criminal Procedure, 1973.

In the result, the bail application is allowed and the petitioner is granted bail on his executing a bond for Rs.50,000/- (Rupees fifty thousand only), with two solvent sureties for the like amount each, to the satisfaction of the -4- learned Magistrate, subject to the following conditions:

(i) He shall not influence or intimidate witnesses or tamper with evidence;

(ii) He shall appear before the investigating officer as and when called for; and

(iii) During the bail period, He shall not get

involved in any offence. In case of breach of the bail conditions, the prosecution shall be at liberty to apply for cancellation of the bail before the jurisdictional court.

Sd/- P.G. AJITHKUMAR JUDGE JS -5- APPENDIX OF BAIL APPL. 2290/2024
PETITIONER ANNEXURES Annexure 1 THE TRUE COPY OF THE FIR
REGISTERED BY THE RESPONDENT Annexure 2 THE TRUE COPY OF
ORDER DATED 23-02-2024 PASSED BY THE SESSION'S COURT, THRICHRUR

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