

**Babu Thomas vs State of Kerala**

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**SooperKanoon Citation :** [sooperkanoon.com/1335621](https://sooperkanoon.com/1335621)

**Court :** Kerala Orders

**Decided On :** Feb-15-2023

**Judge :** Honourable Mr. Justice a. Badharudeen

**Appeal No. :** Bail Appl./980/2023

**Appellant :** Babu Thomas

**Respondent :** State of Kerala

**Judgement :**

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE A. BADHARUDEEN  
WEDNESDAY, THE 15TH DAY OF FEBRUARY 2023 / 26TH MAGHA,  
BAIL APPL. NO. 980 OF 2023 CRIME NO.59/2023 OF KEEZHVAIPUR  
POLICE STATION, PATHANAMTHITTA PETITIONER/ACCUSED NO.1  
: BABU THOMAS AGED 35 YEARS S/O THOMAS CHACKO, ELLICKAL  
HOUSE, MALLEPPALLY P.O, PATHANAMTHITTA DISTRICT, PIN -  
689585 BY ADV M.R.SASITH RESPONDENT/STATE : STATE OF  
KERALA REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT  
OF KERALA, ERNAKULAM, PIN - 682031 BY P G MANU, SR. PUBLIC  
PROSECUTOR THIS BAIL APPLICATION HAVING COME UP FOR  
ADMISSION ON 15.02.2023, THE COURT ON THE SAME DAY

DELIVERED THE FOLLOWING: ..2..

**A.BADHARUDEEN, J.**

Dated this the 15th day of February, 2023

## **ORDER**

This is an application for anticipatory bail filed under Section 438 of the Code of Criminal Procedure, by the petitioner who is the first accused in Crime No.59 of 2023 of Keezhvaipur Police Station, Pathanamthitta.

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

3. I have perused the case diary materials produced by the learned Public Prosecutor.

4. On perusal of the Case Diary, only

..3.. bailable offences are alleged against the petitioner. Therefore, remedy of the petitioner is to move before the jurisdictional court to grant regular bail which is entitled as of right. Keeping the liberty in tact, this petition stands dismissed. Sd/-  
A.BADHARUDEEN, JUDGE rkj

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