

Balappa vs State of Kerala

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Court : Kerala Orders

Decided On : May-31-2022

Judge : Honourable Mr.Justice Viju Abraham

Appeal No. : Bail Appl./3664/2022

Appellant : Balappa

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE VIJU ABRAHAM
TUESDAY, THE 31ST DAY OF MAY 2022 / 10TH JYAISHTA, 1944
BAIL APPL. NO. 3664 OF 2022 CRIME NO.74/2021 OF Kumbala Excise
Range Office, Kasargod

PETITIONER/ACCUSED: BALAPPA,AGED 49 YEARS,
S/O.KRISHNAPPA SHETTY KOMMANGALA HOUSE,
KURUDAPADAVU, KASARAGOD - 671322 BY ADV
R.KRISHNAKUMAR (CHERTHALA) RESPONDENTS/STATE &
COMPLAINANT: 1 STATE OF KERALA REP. BY PUBLIC
PROSECUTOR,HIGH COURT OF KERALA, ERNAKULAM - 682031 2

EXCISE INSPECTOR KUMBALA EXCISE RANGE, KUMBALA, KASARAGODE CIRCLE, KASARAGOD DISTRICT - 671321 BY ADV PUBLIC PROSECUTOR OTHER PRESENT: SR.PP - SMT. SEETHA S. THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 31.05.2022, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

VIJU ABRAHAM, J.

B.A. No.3664 of 2022 Dated this the 31st day of May, 2022

ORDER

Petitioner is the sole accused in Crime No.72 of 2021 of Kumbala Excise Range, Kasaragod Circle alleging commission of offences punishable under Sections 58 and 67B of the Kerala Abkari Act on the allegation that liquor is illegally transported in the vehicle owned by the petitioner. The learned Public Prosecutor, upon instructions, submitted that Final Report is already filed before the Judicial First Class Magistrate Court-I, Kasaragod. Thereupon the learned counsel for the petitioner seeks permission to withdraw the bail application so as to enable him to approach the concerned Magistrate Court seeking regular bail. Granting such liberty, the above bail application is closed. Sd/- VIJU ABRAHAM JUDGE cks BA No.3664 of 2022 3 APPENDIX OF BAIL APPL. 3664/2022 PETITIONER ANNEXURES AnnexureA1 A TRUE COPY OF THE NOTICE ISSUED BY THE 2ND RESPONDENT DATED 09-11-2021 TO THE PETITIONER AnnexureA2 A TRUE COPY OF THE CERTIFICATE OF DISABILITY BEARING NO.66569730 DATED 22-02-2021 ISSUED BY THE DEPARTMENT OF HEALTH SERVICES TO THE PETITIONER

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