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Syedali vs State of Kerala

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SooperKanoon Citation : sooperkanoon.com/1639779

Court : Kerala

Decided On : May-27-2021

Judge : Honourable Mr. Justice B.Sudheendra Kumar

Appeal No. : Bail Appl./3892/2021

Appellant : Syedali

Respondent : State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE B.SUDHEENDRA KUMAR THURSDAY, THE 27TH DAY OF MAY 2021 / 6TH JYAISHTA, 1943 CRIME NO.557/2021 OF Maranallor Police Station, Thiruvananthapuram PETITIONER/S: SYEDALI AGED 21 YEARS SH MANZIL, TC.NO. 10-1752, KUTHIRAKODE LANE, MANCHADIMOODU, VATTIYOORKAVU,THIRUVANANTHAPURAM THIRUVANANTHAPURAM, PIN - 695013 BY ADVS. SABU S.KALLARAMOOLA SRI.LEEJOY MATHEW.V. RESPONDENT/S: STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR,HIGH COURT OF KERALA ERNAKULAM, PIN - 682031 BY ADV PUBLIC PROSECUTOR SMT.SREEJA V. THIS BAIL

APPLICATION HAVING COME UP FOR ADMISSION ON 27.05.2021, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: -2-

ORDER

The petitioner is the accused in Crime No.557 of 2021 of Maranallor Police Station registered for the offences punishable under Sections 366(A) and 370 IPC and Section 11 read with Section 12 of Protection of Children from Sexual Offences Act.

2. The prosecution allegation is that on 5.5.2021, the victim girl was found along

with the petitioner in a bus st

girl that he would marry her and thereafter the petitioner had taken the minor girl to Wayanad along with him. -3-

3. The petitioner was arrested on 5.5.2021 and ever since he has been in custody.

4. Heard.

5. The learned Public Prosecutor has no

serious objection in allowing this application. It has been submitted by the learned Public Prosecutor that the petitioner is not having any criminal antecedent. It has been further submitted by the learned Public Prosecutor that the petitioner and the victim are lovers. The petitioner is aged 21 years and the victim is aged 17 years. Considering the facts and circumstances, including the age of the petitioner and also taking into -4- consideration of the present pandemic situation, I am inclined to grant bail to the petitioner. In the result, this bail application stands allowed and the petitioner shall be enlarged on bail on condition of the petitioner executing a bond for Rs.35,000/- (Rupees Thirty five thousand only), with two solvent sureties, each for the like sum to the satisfaction of the Jurisdictional Court and subject to the following further conditions:- i.The petitioner shall report before the Investigating Officer as and when required by the Investigating Officer for interrogation. -5- ii.The petitioner shall not intimidate or influence the witnesses

including the victim or her family members or in any way tamper with the investigation. iii.The petitioner shall not get involved in any other offence during the pendency of this case. Sd/-- B. SUDHEENDRA KUMAR, JUDGE STK

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