

Satheesh vs the State of Kerala

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Court : Kerala Orders

Decided On : Aug-31-2021

Judge : Honourable Mrs. Justice M.R.Anitha

Appeal No. : Bail Appl./5598/2021

Appellant : Satheesh

Respondent : The State of Kerala

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MRS. JUSTICE M.R.ANITHA
TUESDAY, THE 31ST DAY OF AUGUST 2021 / 9TH BHADRA, 1943
BAIL APPL. NO. 5598 OF 2021 (SEEKING REGULAR BAIL IN CRIME
NO.356/2021 OF THE ALOOR POLICE STATION, PENDING BEFORE
JFCM NO.I, CHALAKUDY, THRISSUR DISTRICT)
PETITIONER/ACCUSED PERSON: SATHEESH AGED 35 YEARS
S/O.MOHANAN, VALAYAMKULANGARA HOUSE, THUMBOOR
DESOM, KOTTANALLOOR VILLAGE, MUKUNDAPURAM TALUK,
THRISSUR DISTRICT, PIN - 680683. BY ADV N.L.BITTO STATE OF
KERALA/COMPLAINANT: THE STATE OF KERALA REP. BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA AT ERNAKULAM -

682031. SMT SEETHA S-PUBLIC PROSECUTOR THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 31.08.2021, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER

Dated this the 31st day of August 2021 The petitioner is the sole accused in Crime No.356/2021 of Aloor Police Station, pending before the

Judicial 1st Class Magistrate Court, Chalakudy. It is alleged that the petitioner threatened the defacto complainant and he had recovered a nude photo of her from the mobile given by the petitioner for a temporary use, and later he had obtained another photo and had sent a copy of the same to the husband of the defacto complainant. It is alleged that he had

shown the same to others also. Thereby he committed the offence under Section 354(2) and Section 66E.

2. The learned Public Prosecutor seriously opposed in considering the petition in view of the nature of offence alleged to have been committed by the petitioner. Admittedly

the petitioner and defacto complainant are neighbours. Allegation against the petitioner is that he had sent the nude photo of the defacto complainant to the husband of the defacto complainant. He further claims to be in an affair with defacto complainant. Learned Public Prosecutor denied all

those allegations. Investigation is at the preliminary stage. Offences against women are in a hike day by day. Petitioner moreover is the neighbour of the defacto complainant also. If accused is released on pre-arrest bail there would be every chance of taking such offences lightly and repeating the same. Hence, I am of the view that this is not a fit case to grant pre- arrest bail to the petitioner.

In the result, the petition is dismissed. Sd/- M.R.ANITHA JUDGE SMF //TRUE COPY// PA TO JUDGE