

Sunil vs the State of Kerala,

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Court : Kerala

Decided On : May-29-2020

Judge : Honourable Mr. Justice Ashok Menon

Appeal No. : Bail Appl./3144/2020

Appellant : SUNIL

Respondent : The State of Kerala,

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE ASHOK MENON
FRIDAY, THE 29TH DAY OF MAY 2020 / 8TH JYASHTA, 1942 Bail
Appl..No.3144 OF 2020 IN CRIME NO.1044/2020 OF SOORANADU
POLICE STATION , KOLLAM PETITIONER/ACCUSED NO.2: SUNIL,
AGED 49 YEARS, S/O.SREEDHARAN, KINARUVILAYIL VEEDU,
ANAYADI MURI, SOORANADU NORTH VILLAGE, KUNNATHOOR
TALUK, KOLLAM DISTRICT - 690 561. BY ADV. SRI.MANU
RAMACHANDRAN RESPONDENT/COMPLAINANT/STATE: 1 THE
STATE OF KERALA, REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA-682 031. 2 THE STATION HOUSE
OFFICER, POLICE STATION OF SOORANADU, KOLLAM DISTRICT-

690 520. OTHER PRESENT: SRI T. R. RENJITH - PUBLIC PROSECUTOR THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 29.05.2020, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER

Dated this 29th day of May, 2020 The petitioner in the 2nd accused in Criminal Case No. 1044/ 2020 of Soor anadu Police Station, Kolam, for having allegedly committed offences punishable under Section 8(1) and 8(2) of the Kerala Abkari Act, 1977. The prosecution case in brief is that on 13. 05. 2020 near Vel lachira Junction in Soor anadu North Village, accused 1 to 3 came to the scene of occurrence and offered to the 4th accused a loan of Rs. 7000/- and the 4th accused accepted the same. The 1st accused had 7000/- in his possession, which he had lent to the 4th accused. The petitioner has stated that the accused 1, 3 and 4 have already been released on bail by this Court vide order dated 26.

05. 2020 in B. A.No. 3008 of 2020. The petitioner also

prays for bail.

2. Hear

that the learned counsel appearing for the petitioner and the learned Public Prosecutor. The petitioner does not have any criminal antecedents. Since the co-accused have already been released on bail, it is allowed and the petitioner is released on bail on the following conditions: (i) He shall execute a bond for Rs. 50,000/- (Rupees Fifty thousand only), before the Superintendent of Police, in the interim, with an undertaking that he shall appear before the judicial magistrate soon after the lockdown is withdrawn and execute a bond for the full amount with the solvent sureties each for the like amount to the satisfaction of the judicial magistrate. (ii) During the period, he shall not get involved in any illegal activities. Breach of the bail conditions would entitle the court to cancel the bail, on an application being filed by the prosecution before the judicial magistrate. Sd/- ASHOK M ENON JUDGE NR/29/5/2020

APPENDIX PETITIONER'S EXHIBITS: ANNEXURE A1 THE TRUE COPY OF THE REMAND REPORT DATED

14.05.2020 FILED IN CRIME NO.1044/2020 OF POLICE STATION OF SOORANADU, KOLLAM DISTRICT BEFORE THE JFMC (TEMPORARY), SASTHAMKOTTA ANNEXURE A2 THE TRUE COPY OF THE ORDER DATED 15.05.2020 IN CMP NO.2056/2020 ON THE FILES OF JFMC (TEMPORARY), SASTHAMKOTTA RESPONDENTS' EXHIBITS: NIL //TRUE COPY// PA TO JUDGE

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