

**Libin L vs State of Kerala**

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**SooperKanoon Citation :** [sooperkanoon.com/1784023](https://sooperkanoon.com/1784023)

**Court :** Kerala

**Decided On :** Jul-30-2020

**Judge :** Honourable Mr. Justice Ashok Menon

**Appeal No. :** Bail Appl./4267/2020

**Appellant :** Libin L

**Respondent :** State of Kerala

**Judgement :**

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE ASHOK MENON  
THURSDAY, THE 30TH DAY OF JULY 2020 / 8TH SRAVANA, 1942  
CRIME NO.107/2019 OF Kottiyam Police Station , Kollam  
PETITIONER/S: LIBIN L AGED 21 YEARS S/O. LAIJU, LIBIN BHAVAN,  
VADAKKE MILAKADU, KANNANALLOOR, KOLLAM PIN 691 576 BY  
ADV. SRI.GEORGE SEBASTIAN RESPONDENT/S: STATE OF  
KERALA (S H O KOTTIYAM POLICE STATION) REPRESENTED BY  
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,  
ERNAKULAM PIN 682 031 OTHER PRESENT: SRI.AMJAD ALI SR PP  
THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON  
30.07.2020, THE COURT ON THE SAME DAY PASSED THE

FOLLOWING:

## ORDER

Dated this the 30th day of July 2020 The applicant is the 4th accused in Crime No.107 of 2019 of Kottiyam Police Station, Kollam, for having allegedly committed offences punishable under Sections 323, 324, 326 r/w Section 34 of the Indian Penal Code.

2. The prosecution case in brief is that on

24.02.2019 at about 9.30 p.m., in furtherance of common intention, the applicant along with the co-accused assaulted the defacto complainant and caused him a fracture of his hand and nasal bone. The injuries were caused allegedly by the 1st accused hitting him with a piece of rock. The other accused had allegedly assaulted him with hands. The 1st accused in no more and the charge against him has abated. The 2nd accused was arrested and released on regular bail and recovery is complete.

3. Therefore, custodial interrogation of the applicant

is not necessary. The applicant does not have any criminal antecedents. Hence, the bail application is allowed and the applicant is directed to surrender before the Investigating Officer within three weeks. After interrogation, in the event of his being arrested, he shall be released on bail on execution of bond for Rs.50,000/- (Rupees Fifty Thousand only) with two solvent sureties, each for the like sum to the satisfaction of the Investigating Officer and on following further conditions.

(i) He shall appear before the Investigating Officer as and when called for.

(ii) He shall not interfere with the investigation, intimidate or influence witnesses.

(iii) He shall not get involved in any similar

crime during the bail period. In case of breach of any of the bail conditions, the prosecution shall be at liberty to apply for cancellation of bail before the jurisdictional Court. Sd/- ASHOK MENON JUDGE Dxy

