

**Viswanathan Vs. State of Kerala**

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**SooperKanoon Citation :** [sooperkanoon.com/907531](http://sooperkanoon.com/907531)

**Court :** Kerala

**Decided On :** Oct-27-2010

**Judge :** V. Ramkumar, J.

**Acts :** Indian Penal Code (IPC) - Sections 323, 324, 326, 506(ii), 498A

**Appeal No. :** B.A. No.6715 of 2010

**Appellant :** Viswanathan

**Respondent :** State of Kerala

**Advocate for Pet/Ap. :** SRI.P.VIJAYA BHANU, Adv.

**Judgement :**

O R D E R

**V. RAMKUMAR, J.**

.....  
B.A. No.6715 of 2010  
.....

Dated: 27.10.2010

**ORDER**

Petitioner, who is the accused in Crime No.476/2010 of Cheruthuruthy Police Station for offences punishable under Sections 323,324,326,506(ii) and 498A I.P.C., seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the investigating officer on 10.11.2010 or on 11.11.2010 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall thereafter be produced before the Magistrate who on being satisfied that the petitioner has been interrogated by the police shall consider and dispose of his application for regular bail preferably on the same date on which it is filed.

This petition is disposed of as above.

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