

Noushad Vs. State of Kerala

Noushad Vs. State of Kerala

SooperKanoon Citation : sooperkanoon.com/908451

Court : Kerala

Decided On : Nov-09-2010

Judge : V.Ramkumar, J.

Acts : Indian Penal Code (IPC) - Sections 120(B), 417, 420 read with 34

Appeal No. : Bail Application No.7037 of 2010

Appellant : Noushad

Respondent : State of Kerala

Advocate for Pet/Ap. : SRI.JOSEPH GEORGE, Adv.

Judgement :

V.RAMKUMAR, J.

Bail Application No.7037 of 2010

Dated this the 9th day of November, 2010

ORDER

1. The petitioner, who is accused No.2 in Crime No.1008 of 2010 of Sakthikulangara Police Station for offences punishable under Sections 120(B), 417 & 420 read with Section 34 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 22/11/2010 or on 23/11/2010 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.

4. This petition is disposed of as above.

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com