

Kerala High Court

Ussainar vs The State Represented By The ... on 18 April, 2008

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Bail Appl..No. 2418 of 2008()

1. USSAINAR, AGED 40 YEARS,  
... Petitioner

Vs

1. THE STATE REPRESENTED BY THE PUBLIC  
... Respondent

2. THE SUB INSPECTOR OF POLICE,

For Petitioner :SMT.SHEENA SAMUEL

For Respondent :PUBLIC PROSECUTOR

The Hon'ble MR. Justice V.K.MOHANAN

Dated :18/04/2008

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V.K.MOHANAN, J.

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B.A.No.2418 of 2008  
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Dated this the 18th day of April, 2008

ORDER

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is accused No.4 in Crime No.288 of 2007 of Nattukal Police Station for offences punishable under Sections 302, 120(b), 201 r/w 34 I.P.C., seeks his enlargement on bail.

2. I have heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner, the present stage of investigation and the other circumstances of the case etc., I am inclined to grant bail

to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs.15,000/- (Rupees Fifteen thousand only) with two solvent sureties each for the like amount to the satisfaction of the concerned Judicial Magistrate of the First Class and subject to the following conditions:

1. The petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.
2. The petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.
3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.
4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

(V.K.MOHANAN, JUDGE) rtr/-