

Kerala High Court

Riyas P.H. Aged 19 Years vs State Of Kerala on 5 April, 2010

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Bail Appl..No. 477 of 2010()

1. RIYAS P.H. AGED 19 YEARS,
... Petitioner

Vs

1. STATE OF KERALA, REPRESENTED BY
... Respondent

For Petitioner :SRI.P.VIJAYA BHANU

For Respondent :PUBLIC PROSECUTOR

The Hon'ble MR. Justice K.T.SANKARAN

Dated :05/04/2010

O R D E R

K.T. SANKARAN, J.

B.A. No.477 of 2010

Dated this the 5th day of April, 2010

O R D E R

This is an application for anticipatory bail under Section 438 of the Code of Criminal Procedure. The petitioner is the fifth accused in Crime No.811/2009 of Wadakkanchery Police Station, Thrissur.

2. The offences alleged against the petitioner are under Sections 143, 147, 148, 341, 323, 324 and 452 read with Section 149 of the Indian Penal Code.

3. Heard the learned counsel for the petitioner and the learned Public Prosecutor.

4. It is submitted that accused Nos.3 and 7 to 9 were granted anticipatory bail.

5. Taking into account the facts and circumstances of the case, the nature of the offence and other circumstances, I am of the view that anticipatory bail can be granted to the petitioner. There will be a direction that in the event of the arrest of the petitioner, the officer in charge of the police station shall release him on bail on his executing bond for B.A. No.477 /2010 Rs.15,000/- with two solvent sureties for the like amount to the satisfaction of the officer concerned, subject to the following conditions:

- A) The petitioner shall appear before the investigating officer for interrogation as and when required;
- B) The petitioner shall not try to influence the prosecution witnesses or tamper with the evidence;
- C) The petitioner shall not commit any offence or indulge in any prejudicial activity while on bail;
- D) In case of breach of any of the conditions mentioned above, the bail shall be liable to be cancelled.

The Bail Application is allowed to the extent indicated above.

K.T. SANKARAN, JUDGE scm