

Kerala High Court

Kaduvathukkal Jose vs The State Of Kerala on 16 March, 2009

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Bail Appl..No. 1112 of 2009()

1. KADUVATHUKKAL JOSE,  
... Petitioner

Vs

1. THE STATE OF KERALA, REP. BY  
... Respondent

For Petitioner :SMT.T.SUDHAMANI

For Respondent :PUBLIC PROSECUTOR

The Hon'ble MR. Justice V.RAMKUMAR

Dated :16/03/2009

O R D E R

V. RAMKUMAR, J.

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Bail Application No. 1112 of 2009

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Dated this the 16th day of March, 2009.

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the accused in Crime No. 27 of 2009 of Vellarikund Police Station for an offence punishable under Section 55(a) of the Abkari Act for having been found in possession of 6 liters of Indian made foreign liquor, seeks his enlargement on bail. Petitioner was arrested on 24.02.2009.

2. I 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 undergone by the petitioner 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 with effect from 28.03.2009 on his

executing a bond for Rs. 20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M.-II, Hosdurg and subject to the following conditions: B.A. No.1112/2009

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, including custodial 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. Dated this the 16th day of March, 2009.

V.RAMKUMAR, JUDGE.

rv B.A. No.1112/2009