

IN THE COURT OF THE SESSIONS JUDGE, THRISSUR

Present:

Sri. P.N. Vinod, I Additional Sessions Judge.

Tuesday, the 24th day of May, 2022/3rd Jyaishta, 1944.

Crl.M.C.No.586/2022

(Cr.No.846/2021 of Anthikkad Police Station)

Petitioner/5th Accused:-

Ajesh, aged 33 years, S/o Chandran,
Parampallath house, Kanjany Village and
P.O., Thrissur District-680 612.

By Adv. Sri. Avinash P A.

Respondent:-

S.H.O. Anthikkad Police Station

By Public Prosecutor, Thrissur.

Petition filed under Section 438 of Cr.P.C. for anticipatory bail.

This petition having been heard on 23.05.2022 and having stood over for consideration to this day, the court passed the following:-

ORDER

This is an application for anticipatory bail filed by accused No.5 in the above case u/s. 438 of Cr.P.C.

2. The above case has been registered alleging commission of

offences punishable u/ss.324 and 308 r/w. Section 34 of IPC.

3. As per the prosecution case, on 15.12.2021 at 3.30 p.m., the accused in the case in furtherance of their common intention attacked the defacto complainant at a place near Aramkallu and spilled chilly powder on his face and beat him with a wooden stick and thereby attempted to commit culpable homicide.

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

5. I have gone through the case diary produced by the prosecution.

6. Earlier, the petitioner filed Crl.M.C.117/2022 for anticipatory bail. At that stage, Sub Inspector of Police filed report stating that no case was registered against the petitioner. The application was dismissed. It is at the stage that it is reported that the petitioner is involved in this case. The case diary states that investigation was completed and final report was laid. In the said situation, I am of the view that jurisdiction u/s. 438 of Cr.P.C. can be invoked so as to issue order of pre-arrest bail.

7. In the result, the application is allowed as follows:-

1. In the event of arrest/surrender by the petitioner, he will be released on bail on executing bond for Rs.25,000/- with two solvent sureties.

2. The petitioner will not threaten or influence the witnesses for the prosecution and will not interfere in the course of trial.
- 3 The petitioner will appear before the jurisdictional court on all posting dates either in person or through counsel without any fault.
4. The petitioner will not get involved in any other offence while on bail.

(Dictated to the Confidential Assistant, transcribed by her, corrected by me and pronounced in open court on this the 24th day of May, 2022).

Sd/-

**P.N. VINOD,
SESSIONS JUDGE-IN-CHARGE.**

/true copy/

Copy to: 1. S.I. of Police, Anthikkad.
2. JFCM No.II, Thrissur.

By Order,
Sheristadar

Copied by :kvs
Compared by : jg