

ITEM NO.35

COURT NO.9

SECTION IIB

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Cr1) No(s).7645-7646/2011
(From the judgement and order dated 13/06/2011 in CRMA No.1439/2011
in CRLA No.1599/2009 and in CRMA No.1440/2011 in CRLA No.1630/
2009 of The HIGH COURT OF KERALA AT ERNAKULAM)

SANTOSH MADHAVAN @ SWAMI AMRITHA CHAITHN Petitioner(s)

VERSUS

STATE OF KERALA Respondent(s)
(With appln(s) for bail and office report)

Date: 04/01/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY
HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

For Petitioner(s) Mr. Ranjit Kumar, Sr. Adv.
Ms. Giffara S, Adv.
Mr. P.A. Noor Muhamed, Adv.

For Respondent(s) Mr. M.T. George, Adv.

UPON hearing counsel the Court made the following
O R D E R

Heard learned counsel for the parties.

Considering the facts of this case, we are
inclined to release the petitioner on bail as he has
already suffered imprisonment for more than 3½ years.

However, the grant of bail is on the following
conditions:

1. The petitioner must furnish two sureties in the sum of Rs.50,000/- each to the satisfaction of the trial Court. Out of the two sureties, one must be a local surety.
2. While on bail, he must furnish his address and must report to the local police station on every Monday at 10 a.m.
3. He must surrender his passport if any with the trial Court.
4. If he wishes to go out of the local jurisdiction of the police station, he must inform the same to the concerned police officer-in-charge in advance.

If the prosecution finds that the petitioner is acting in breach of any of the aforesaid conditions,

the State is at liberty to make a petition to the High Court immediately for cancellation of the bail and in that case, the High Court shall consider the same independently on its merit.

We request the High Court to dispose of the pending appeal as early as possible but preferably by the end of July, 2012.

The special leave petitions are disposed of accordingly.

(G. SUDHAKARA RAO)
COURT MASTER

(VINOD KULVI)
COURT MASTER