

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).8094/2008

(From the judgement and order dated 20/10/2008 in BA No. 6240/2008
of the HIGH COURT OF KERALA AT ERNAKULAM)

SANTOSH & ORS. Petitioner(s)

VERSUS

STATE OF KERALA Respondent(s)

(With appln(s) for ex-parte stay, exemption from filing
c/c of the impugned judgment and exemption from filing O.T.)

Date: 25/11/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Nishe Rajen Shonker,Adv.
for M/S. T.T.K. Deepak & Co.,Advs.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

The petitioners contend that the offences for which the first information report was lodged are all bailable. If that be so, in our opinion, the application for anticipatory bail was not maintainable.

However, if the petitioners surrender before the Trial Court and file application for bail, the same may be considered on its own merit, without in any way being influenced by the observations made by the High Court.

The special leave petition is dismissed with the aforementioned observation.

(A.S. BISHT)
MASTER COURT MASTER

(PUSHAP LATA BHARDWAJ) COURT