



2025:KER:2216

Bail Appl. Nos.9730 & 9874 OF 2024

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN

MONDAY, THE 13TH DAY OF JANUARY 2025 / 23RD POUSHA, 1946

BAIL APPL. NO. 9730 OF 2024

CRIME NO.914/2024 OF Vattappara Police Station,
Thiruvananthapuram

PETITIONER/ACCUSED NO.2:

MANOJ M.,
AGED 40 YEARS
S/O. MANOHARAN, MANU NIVAS, MOONANAKUZH,
PANAVOOR VILLAGE, THEAKADA,
THIRUVANANTHAPURAM DISTRICT, PIN - 695615

BY ADV LATHEESH SEBASTIAN

RESPONDENT/STATE & COMPLAINANT:

1 STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, PIN - 682031

ADDL.R2 LALI,
SANDHYA BHAVAN, UNDAPPARA, ANAD VILLAGE,
NEDUMANGAD

(IMPEADED AS ADDL R2 AS PER ORDER DTD 6/12/24 IN
CRL MA1/24)

BY ADVS.
M.SANTHI (K/868/2011)
G.RANJU MOHAN
THEERTHA NAIR A.P.
DEV NATH A.



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SREEHARI M.B.

OTHER PRESENT:

NAUSHAD.K.A

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
13.01.2025, ALONG WITH Bail Appl..9874/2024, THE COURT ON
THE SAME DAY DELIVERED THE FOLLOWING:**



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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN

MONDAY, THE 13TH DAY OF JANUARY 2025 / 23RD POUSHA, 1946

BAIL APPL. NO. 9874 OF 2024

CRIME NO.914/2024 OF Vattappara Police Station,

Thiruvananthapuram

PETITIONER:

SOUMYA S.,
AGED 37 YEARS
W/O. SOORAJ, SIVAMANDIRAM, CHEERANIKKARA P.O.,
THEAKADA, THIRUVANANTHAPURAM, PIN - 695615

BY ADV M.R.SARIN

RESPONDENT/STATE/DEFACTO COMPLAINANT:

1 STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM, PIN - 682031

BY ADVS.
M.SANTHI (K/868/2011)
G.RANJU MOHAN
THEERTHA NAIR A.P.
DEV NATH A.
SREEHARI M.B.
PYARIN B. KURUVITHADAM
G.SUDHEER-PP



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**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON
13.01.2025, ALONG WITH Bail Appl..9730/2024, THE COURT ON
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P.V.KUNHIKRISHNAN, J.

B.A.Nos.9730 & 9874 of 2024

Dated this the 13th day of January, 2025

ORDER

These Bail Applications filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, are connected and therefore, I am disposing these bail applications by a common order.

2. Petitioners are the accused in Crime No.914/2024 of Vattappara Police Station. The above case is registered against the petitioners alleging offences punishable under Section 108 read with Section 3(5) of the Bharatiya Nyaya Sanhita (for short, BNS).

3. It is alleged that on 13.11.2024 at about 8 PM, due to depression in financial transaction, Raji who is the relative of the defacto complainant, hang on the roof of the Office of B.M. Hollow Bricks in Vattappara. It is alleged that the



deceased committed suicide because of the instigation from the petitioners.

4. Heard counsel for the petitioners and the Public Prosecutor.

5. When these bail applications came up for consideration, this Court directed the Public Prosecutor to produce the Case Diary. After going through the Case Diary, I think these are not fit cases, in which orders u/s.482 BNSS can be passed. At this stage the counsel for the petitioners submitted that the petitioners will surrender before the Investigating Officer. The counsel also submitted that there may be a direction to produce the petitioners after interrogation before the jurisdictional court and there may be a direction to the jurisdictional court to consider the bail application on the date of production of the petitioners. I think that prayer can be allowed.

5. Considering the submission of the counsel for the petitioners, this bail application is disposed of with the following directions.

- 1) The petitioners will surrender before the Investigating Officer within two weeks



from today.

- 2) If the petitioners surrender before the Investigating Officer as directed above, the Investigating Officer is free to interrogate the petitioners and shall produce the petitioners before the jurisdictional court on the date of surrender itself.
- 3) The petitioners are free to file bail application before the jurisdictional court at the time of producing them before the Magistrate. If such a bail application is filed with advance copy to the prosecutor concerned, the jurisdictional court will consider that bail application in accordance with law and pass appropriate orders in it preferably on the date of filing of the same itself.
- 4) The Investigating Officer is free to file custody application, if necessary, at the



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time of producing the petitioners and if such application is filed, the jurisdictional court is free to pass appropriate orders in it also.

JV

sd/-
P.V.KUNHIKRISHNAN
JUDGE