

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 05.10.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CRL.O.P.No.24314 of 2015

1.Tea Kadai Ponnusami @ Ponnusami
2.Balan @ Baladhandapani
3.Uthiramurthi

.. Petitioners

Vs

State rep. by
Inspector of Police,
Kinathukadavu Police Station,
Coimbatore District.

.. Respondent

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to direct the learned Principal District and Sessions Judge, Coimbatore to consider the bail application of the petitioners on the same day in the event of their surrender in connection with Crime No.1072 of 2011 on the file of the respondent.

For Petitioners : Mr.M.N.Balakrishnan

For Respondent : Mr.C.Emalias, Addl. Public Prosecutor

O R D E R

The learned counsel for the petitioners submits that the petitioners have come forward with this petition seeking for a direction to the learned Principal District and Sessions Judge, Coimbatore to consider the bail application of the petitioners on the same day on their surrender in Crime No.1072 of 2011 pending on the file of the respondent.

2. The learned counsel for the petitioners also submits that the petitioners have been implicated in this case for the alleged offences under Sections 307,376 IPC r/w 3[2][v] of SC & ST [Prevention of Atrocities] Act, 1989 and that in view of the specific bar under Section 18 of the said Act, the petitioners cannot move any anticipatory bail application and therefore, the petitioners have come forward with the said prayer.

3. The learned Additional Public Prosecutor takes notice for the respondent.

4. Since the offences are very serious, the learned Principal District and Sessions Judge, Coimbatore is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.1072 of 2011 on the file of the respondent police and dispose of the same on merits and in accordance with law.

With this observation, this petition is disposed of accordingly.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1.The Principal District and Sessions Judge,
Coimbatore.

2.The Inspector of Police,
Kinathukadavu Police Station,
Coimbatore District.

3.The Public Prosecutor,
High Court, Madras.

+1 cc to M/s.M.N.Balakrishnan Advocate sr.53784

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