

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.02.2015

CORAM:

The Hon'ble Mr.Justice R.S.Ramanathan

CRL.O.P.No. 4079 of 2015

1. S.Ponnusamy
2. K.P.Senthilkumar

.. Petitioners

Vs.

The State, rep. by
The Inspector of Police,
Avinashi Police Station,
Thiruppur District
Cr.No.84 of 2015

.. Respondent

Criminal Original Petition filed under Section 482 Cr.P.C. seeking for direction upon the learned Principal Sessions Judge, Tiruppur to consider the bail application of the petitioners herein in Crime No.84 of 2015 on the file of the respondent police.

For Petitioners : Mr.V.P.Sengottuvel
For Respondent : Mr.M.Maharaja
Additional Public Prosecutor

O R D E R

The petitioners seek for a direction to the learned Principal Sessions Judge, Tiruppur, to release the petitioners on bail, on the same day in the event of their surrender and filing bail application in Crime No.84 of 2015, pending investigation on the file of the respondent-Police.

2. The petitioners are accused for offence punishable under Sections 294 (b), 324, 506(ii) IPC read with Section 3(1) (r) (s) and 3(2) (v) (a) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Ordinance Act, 2014.

3. The submissions made by Mr.V.P.Sengottuvel, learned counsel appearing for petitioners and Mr.M.Maharaja, learned Additional Public Prosecutor representing the respondent were heard. The materials available on record were also perused.

4. Considering the nature of offences alleged against the petitioners, the fact that anticipatory bail cannot be granted in respect of offences punishable under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Ordinance Act, 2014, and that taking into custody of the petitioners pending consideration of their bail application could cause them

irreparable hardship, this Court considers it appropriate to direct the learned Principal Sessions Judge, Tiruppur to consider the bail applications of the petitioners on merits and pass appropriate order on the same day of their surrender.

5. Accordingly, the Criminal Original Petition is ordered.

Sd/-
Assistant Registrar
Dated: 2.3.15

True Copy

Sub Assistant Registrar

To

1. The Principal Sessions Judge,
Tiruppur.

2. The Inspector of Police,
Avinashi Police Station,
Thiruppur District
Cr.No.84 of 2015

3 The Public Prosecutor,
High Court of Madras,
Chennai.

+1 cc to Mr.V.P.Senguttuvel, Advocate, SR.9371.

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