



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.06.2015

CORAM:

THE HONOURABLE MR. JUSTICE M.M.SUNDRESH

Criminal Original Petition (MD) No.10031 of 2015

WEB COPY

1.Selvam @ Shet Selvam
2.Karmegam

... Petitioners

Vs

The State,
Rep. By its Sub-Inspector of Police,
Perunkudi Police Station,
Madurai District.
(Crime No.161 of 2015)

... Respondent

PRAYER: This petition is preferred under Section 482 Cr.P.C to direct the learned **(*)III Additional District Judge cum PCR Judge, Madurai** to consider the bail application of the petitioners on merits on the same day of their surrender pending investigation in connection with the Crime No.161 of 2015 on the file of the respondent police.

For Petitioners : Mr.V.Om Prakash

For Respondent : Mr.K.Anbarasan
Government Advocate (Crl.Side)

ORDER

The petitioners approach this Court to direct the learned **(*)III Additional District Judge cum PCR Judge, Madurai** to consider the bail application of the petitioners on merits on the same day of their surrender pending investigation in connection with the Crime No.161 of 2015 on the file of the respondent police.

2. The petitioners are alleged to have committed an offence under Sections 294(b), 323, 506(i) of IPC r/w. Sec. 3(1) (x) of SC/ST Act 1989. It is stated by the petitioners that they are innocent.

3. The learned counsel for the petitioners would submit that the petitioners are prepared to surrender before the lower Court to co-operate with the prosecution and their petitions for bail may be ordered to be considered on the same day.



4. The learned Government Advocate (Crl. Side) would oppose the said request.

WEB COPY

5. Considering the submission of the petitioners and considering the fact and circumstances by issuing a direction to the lower Court to dispose of the petition for bail on the same day, no prejudice would be caused to the prosecution, the following direction is issued to the lower Court:-

"In the event of the petitioners surrendering before the lower Court and their filing of petition seeking bail, the lower Court shall dispose of the said petition for bail on the same day strictly on merits and in accordance with law."

6. Accordingly, the Criminal Original Petition stands disposed of.

Sd/-

Assistant Registrar(AE)

(*)Amended as per order of this Court
dated 29/07/2015 made in MP(MD)No.1 of 2015
in Crl op(MD)NO.10031/2015

Sd/-

Assistant Registrar(CO)

/True copy/

Sub Assistant Registrar

To

To be Substituted the order already dispatched on 18/07/2015.

1. (*)The III Additional District Judge cum PCR Judge, Madurai

2.The Sub-Inspector of Police,
Perunkudi Police Station,
Madurai District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.Om Prakash,Advocate SR.No.29606

Crl.O.P(MD) .No.10031 of 2015
08.06.2015

pm

PA/PPS/18.06.2015/2P/5C

<https://hcservices.ecourts.gov.in/hcservices/> 2p/5c.

19.17.06.2015