



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.06.2015

CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

Criminal Original Petition (MD) No.11079 of 2015

Mari @ Marimuthu

.. Petitioner/Accused

Vs.

State rep. by
The Inspector of Police,
Perungudi Police Station,
Madurai District,
Crime No. 188 of 2013

... Respondent/Complainant

PRAYER: This petition is preferred under Section 482 Cr.P.C to direct the learned III Additional District & Sessions Judge(PCR), Madurai to consider the bail application to be filed by the petitioner on the same day of surrender in Crime No.188 of 2015 on the file of the respondent police.

For Petitioner : Mr.C.Prabhakaran

For Respondent : Mrs.S.Prabha

Government Advocate (Crl.Side)

ORDER

The petitioner approaches this Court to direct the learned III Additional District & Sessions Judge(PCR), Madurai, to accept the surrender of the petitioner and consider the bail application on the same day on merits in relating in Crime No.188/2015 pending investigation on the file of the respondent.

2. The petitioner is alleged to have committed an offence under Sections 323 and 506(i) IPC r/w 3(1)(x) of SC/ST Act 1989. It is stated by the petitioner that he is innocent.

3. The learned counsel for the petitioner would submit that the petitioner is prepared to surrender before the lower Court to co-operate with the prosecution and his petition for bail may be ordered to be considered on the same day.

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

5. Considering the submission of the petitioner 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 petitioner surrendering before the lower Court and his 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 (T&P)

/True Copy/

Sub Assistant Registrar

To

- 1.The III Additional District & Sessions Judge(Protection of Civil Rights), Madurai.
- 2.The Inspector of Police,Perungudi Police Station,Madurai District.
- 3.The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.

+1cc to Mr.C.Prabhakaran, Advocate Sr.No.31925

ses

akm/26.06.15 /2p-5c/

Crl.O.P(MD) .No.11079 of 2015