



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:20.07.2015

CORAM:

**THE HONOURABLE MR.JUSTICE M.M.SUNDRESH**

Criminal Original Petition (MD) No.13544 of 2015

1.Moorthy @ Manthirammoorthy  
2.Gurupandi

... Petitioners/Accused 1 & 2

Vs

1.The Deputy Superintendent of Police,  
Tirunelveli District,  
Tirunelveli.

2.The Inspector of Police,  
Cheranmahadevi Police Station,  
Tirunelveli District.  
(Crime No.136 of 2015

... Respondents/Complainant

**PRAYER:** This petition is preferred under Section 482 Cr.P.C to direct the learned II Additional District and Sessions Judge, P.C.R.Court, Tirunelveli under the SC/ST Act to consider the bail application on the surrender of the petitioners in connection with Crime No.136 of 2015, pending investigation on the file of the respondents on merits on the same day.

For Petitioners : Mr.P.Saravanan

For Respondents : Mr.K.Anbarasan

Government Advocate (Crl. Side)

**ORDER**

The petitioners approach this Court to direct the learned II Additional District and Sessions Judge, P.C.R.Court, Tirunelveli under the SC/ST Act to consider the bail application on the surrender of the petitioners in connection with Crime No.136 of 2015, pending investigation on the file of the respondents on merits on the same day.

2. The petitioners are alleged to have committed an offence under Sections 323, 324 of IPC and Sectin 3 of TNPPDL Act 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.

5. On 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(CO)

/True copy/

Sub Assistant Registrar

To

1.The II Additional District and Sessions Judge, P.C.R.Court,  
Tirunelveli.

2.The Deputy Superintendent of Police,  
Tirunelveli District,  
Tirunelveli.

3.The Inspector of Police,  
Cheranmahadevi Police Station,  
Tirunelveli District.

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

+1cc to Mr.P.Saravanan,Advocate SR.No.39642

Crl.O.P(MD) .No.13544 of 2015  
20.07.2015

pm

PA/SJW/22.07.2015/2P/6C