



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.07.2015

WEB COPY

CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

Criminal Original Petition (MD) No.13727 of 2015

1.A.Meenakshi
2.A.Prakash
3.R.Thirupathi
4.T.Amaravathi

... Petitioners/A1 to A4

Vs

1.The Deputy Superintendent of Police,
O/o.The Deputy Superintendent of Police,
Samayanalloor Circle,
Madurai District.

2.The Inspector of Police,
Vadippatti Police Station,
Madurai District.

(Crime No.320 of 2015)

..Respondents/Complainants

PRAYER: This petition is preferred under Section 482 Cr.P.C to direct the learned III Additional District Court (Special Court for Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 Madurai to accept the surrender of the petitioners/A1 to A4 and consider the petitioners bail application and grant bail on the date of surrender itself in Crime NO.320 of 2015 dated 3.7.2015 on the file of the respondent NO.2 Police.

For Petitioners : Mr.P.Irulandi

For Respondents : Mr.K.Anbarasan

Government Advocate (Crl.Side)

ORDER

The petitioners approach this Court seeking a direction to the learned III Additional District Court (Special Court for Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 Madurai, to consider the bail application on the same day in the event of the petitioners surrender before the Learned learned III Additional District Court (Special Court for Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 Madurai, in connection with Crime No. 320 of 2015 pending on the file of the second respondent police.

2. The petitioners are alleged to have committed an offence under Sections 294(b), 355, 323 r/w 3(i) (x) of Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) 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. 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

/True Copy/

Sub Assistant Registrar

To

1.The III Additional District Court (Special Court for Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 Madurai.

2.The Deputy Superintendent of Police,O/o.The Deputy Superintendent of Police,Samayanalloor Circle,Madurai District.

3.The Inspector of Police,Vadippatti Police Station,Madurai District..

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

+1cc to Mr.P.Irulandi, Advocate Sr.No.40697

akm/28.07.15 /2p-6c/

Crl.O.P(MD).No.13727 of 2015
21.07.2015