



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.07.2015

CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

Criminal Original Petition (MD) No.14547 of 2015

1.Senthilkumar

2.Ali @ Mohmmmed Ali

3.Anbu @ Anbusundaram

4.Ayyappan

... Petitioners/A1 to A4

5.Gurumoorthi

..Petitioner/Accused

Rank not known

Vs

State rep. by the Inspector of Police,
Thiruthuraipondi Police Station,
Thiruvavur Dist.(Crime No.484 of 2015)

..Respondent/Complainant

PRAYER: This petition is preferred under Section 482 Cr.P.C to direct the learned I Additional District and Sessions Judge (Special PCR Court), Thanjavur, Thanjavur District to consider their bail application filed by the petitioners on the same day of surrender in Crime No.484/2015 on the file of the respondent police.

For Petitioners : Mr.K.Prabakaran

For Respondent : Mr.K.Anbarasan

Government Advocate (Crl.Side)

ORDER

The petitioners approach this Court to direct the learned I Additional District and Sessions Judge (Special PCR Court), Thanjavur to consider the bail application on the same day in the event of the petitioners surrender before the learned I Additional District and Sessions Judge (Special PCR Court), Thanjavur in connection with Crime No.484 of 2015 pending on the file of the respondent police.

2. The petitioners are alleged to have committed offences under Sections 147, 447, 294(b), 323, 427, 506(i) of IPC r/w 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. 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."

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

Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

1. The I Additional District and
Sessions Judge (Special PCR Court), Thanjavur.
2. The Inspector of Police, Thiruthuraipondi Police Station,
Thiruvarur District
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1cc to M/S.K.Prabakaran, Advocate in SR.No 42458

TS/04.08.2015/2P - 5C

CrI.O.P(MD).No. 14547 of 2015

05.06.2015