



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.08.2015

CORAM:

THE HONOURABLE MS. JUSTICE K.KALYANASUNDARAM

Criminal Original Petition (MD) No.16233 of 2015

WEB COPY

1. Vairam @ Vairamuthu
2. Udhayakumar

... Petitioners/Accused (Rank Not Known)

Vs.

The State represented by
the Inspector of Police,
Nilakottai Police Station,
Dindigul District.
(Crime No.222 of 2013)

... Respondent

PRAYER: This Criminal Original Petition is filed under Section 482 Cr.P.C., to direct the learned Principal District and Sessions Judge (Special Court for PCR Cases), Dindigul to consider their bail application on the same day of their surrender in respect of Crime No.222 of 2013 on the file of the respondent police.

For Petitioners : Mr.D.Venkatesh

For Respondents : Mrs.S.Prabha
Government Advocate (Crl.Side)

O R D E R

Heard both sides.

2. The petitioners, who apprehend arrest for the offences punishable under Sections 147, 148, 294(b), 323, 324, 336, 436 and 307 of I.P.C. r/w. Section 3(1) of the TNPPDL Act and Section 3(1)(x) and (xi) of SC/ST Act (Prevention of Atrocities) Act, 1989 in Crime No.222 of 2015 on the file of the respondent police, move this petition seeking a direction to the learned learned Principal District and Sessions Judge (Special Court for PCR Cases), Dindigul to accept the surrender of the petitioners and consider their bail application on the same day on merits.

3. Perused the records.

4. The learned Government Advocate (Criminal side) would submit that the injured has been discharged from the hospital.

5. The offences complained of, other than the offence under the Special enactment, may not be serious in nature warranting initial detention in jail, even before considering the bail application.

6. Therefore, the learned Principal District and Sessions Judge (Special Court for PCR Cases), Dindigul is directed to accept the surrender of the petitioners and consider their bail application on the very same day purely on the basis of merits and in accordance with law.



This Criminal Original Petition is ordered accordingly.

Sd/-

Assistant Registrar (CO)

/TRUE COPY/

WEB COPY

Sub Assistant Registrar

To

1. The Principal District and Sessions Judge
(Special Court for PCR Cases), Dindigul
2. The Inspector of Police,
Nilakottai Police Station,
Dindigul District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to M/s.D.Venkatesh, Advocate SR.No.48543

Crl.O.P (MD) .No.16233 of 2015
21.08.2015

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PA/AMF/SAR-II/27.08.2015/2P/5C