



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.10.2015

CORAM:

THE HONOURABLE MS.JUSTICE R.MALA

Cr1.O.P(MD).No.19775 of 2015

WEB COPY

Chitraivel

:Petitioner

Vs.

State: Represented by
The Inspector of Police,
Moolakaraipatti Police Station,
Moolakaraipatti
Tirunelveli District
(Crime No.104 of 2015)

:Respondent

PRAYER: Criminal Original Petition is filed under Section 482 Cr.P.C to direct the learned II Additional District and Sessions Judge (Protection of Civil Rights), Tirunelveli, to accept the surrender and consider the bail application to be filed by the petitioner on the same day in Crime No.104 of 2015, on the file of the respondent police.

For Petitioners : Mr.T.A.Ebenezer

For Respondent : Mr.P.Kannithevan

Government Advocate (Cr1.Side)

ORDER

Heard both sides.

2. The petitioner, who apprehends arrest for the offences punishable under Sections 147, 294(b) and 506(ii) of IPC., and Section 3 of TNPPDL Act and Section 3(i)(x) of SC/ST (POA) Act, in Crime No.104 of 2015, on the file of the respondent police, moved this petition seeking a direction to the learned II Additional District and Sessions Judge (Protection of Civil Rights), Tirunelveli, to accept the surrender of the petitioner and consider the 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 II Additional District and Sessions Judge (Protection of Civil Rights), Tirunelveli, is directed to accept the surrender of the petitioner and consider his bail application on the very same day purely on the basis of merits and in accordance with law.

7. Accordingly, this Criminal Original Petition is ordered.

Sd/-

Assistant Registrar(Writs)

/True copy/



To

1.The II Additional District and Sessions Judge
(Protection of Civil Rights), Tirunelveli,

2.The Inspector of Police,
Moolakaraipatti Police Station,
Moolakaraipatti
Tirunelveli District

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

+1cc to Mr.T.A.Ebenezer, Advocate in SR.60772

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Dated:- 13.10.2015

mpk

PBK/SK-SKN/SAR-I 19/10/2015 ::2P-5C: