



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.02.2015

CORAM

THE HONOURABLE MR.JUSTICE C.T.SELVAM

Crl.O.P.(MD).No.2651 of 2015

1. Kamaraj
2. Murugeswari

...Petitioners

Vs.

The State through
Inspector of Police,
Melur Police Station,
Madurai District.
(Crime No.104 of 2015)

...Respondent

PRAYER: Petition is filed under Section 482 of the Code of Criminal Procedure praying to direct the learned III Additional District and Sessions Judge (PCR Court), Madurai District to consider the bail application of the petitioner on the same day on merits in accordance with law in respect of the Crime No.104 of 2015 on the file of respondent police.

For Petitioners : Mr.S.J.Chakkaravarthy
For Respondent : Mr.K.Anbarasan
Govt. Advocate (Crl.side)

O R D E R

The petitioners seek a direction to the learned III Additional District and Sessions Judge (PCR Court), Madurai District to consider their bail application on the same day of their surrender in respect of Crime No.104 of 2015 on the file of the respondent, pending investigation.

2. The petitioners are accused for offences punishable under Sections 294(b), 506(i) of I.P.C. r/w Section 3(1)(r), 3(1)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Ordinance Act, 2014.

3. The submissions made by the learned Counsel for the petitioners and the learned Government Advocate (Crl.side) representing the respondent were heard. The materials available on record were also perused.

4. Considering the nature of offences alleged against the petitioners, the fact that anticipatory bail cannot be granted in respect of offences punishable under the Schedule Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Ordinance Act, 2014 and that taking into custody of the petitioners pending consideration of bail application could cause them irreparable hardship, this Court considers it appropriate to direct the learned III Additional District and Sessions Judge (PCR Court), Madurai District to consider and dispose the bail application to be filed by the petitioners on the same day itself in connection with the case in Crime No.104 of 2015 on the file of the respondent police. Accordingly, this Criminal Original Petition is ordered.

Sd/-

Assistant Registrar(CO)



To

1.The III Additional District and Sessions Court
(PCR Court),
Madurai District.

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

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

+1cc to M/s.Eddy & Embboss, Advocate in SR.7474

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