



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.02.2015

CORAM:

THE HONOURABLE MR. JUSTICE C.T. SELVAM

CRL.O.P.No.3344 of 2015

WEB COPY

Manikandan

..Petitioner/Accused No.2

Vs.

State rep. by
The Sub-Inspector of Police,
Kantharvakkottai Police Station,
In Cr.No.20 of 2015,
Pudukkottai,
Pudukkottai District.

..Respondents/Complainant

Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the learned Principal District and Sessions Judge, PCR Court, Pudukkottai under the SC/ST Act to consider the bail application on the surrender of the petitioner in connection with Crime No.20 of 2015 pending investigation on the file of the respondents on merits on the same day.

For Petitioner : Mr.G.Mathavan
For Respondent : Mr.K.Anbarasan
Government Advocate, (Crl. Side)

O R D E R

The petitioner seeks a direction to the learned Principal District and Sessions Judge, PCR Court, Pudukkottai to release the petitioner on bail, on the same day in the event of his surrender and filing bail application in Cr.No.20 of 2015 pending investigation on the file of the respondent police.

2.The petitioner is accused for offences punishable under Sections 147, 341, 323 and 506(i) IPC r/w. 3(1)(r), (s) and (3) II (v) (a) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

3.The submissions made by Mr.G.Mathavan, learned counsel for the petitioner and by Mr.K.Anbarasan, 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 petitioner, the fact that anticipatory bail cannot be granted in respect of offences punishable under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2014 and that taking into custody of the petitioner pending consideration of his bail application could cause him irreparable hardship, this Court considers it appropriate to direct the learned Principal District and Sessions Judge, PCR Court, Pudukkottai to consider the bail application of the petitioner on merits and pass appropriate order on the same day of his surrender.

5.The petition is ordered accordingly.

Sd/-

Assistant Registrar(Writs)



To

1.The Principal District and Sessions Judge,
PCR Court, Pudukottai

2.The Sub-Inspector of Police,
Kantharvakkottai Police Station,
In Cr.No.20 of 2015,
Pudukkottai,
Pudukkottai District.

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

+1CC to M/s.G.Mathavan, Advocate in SR.9160

CRL.O.P.No.3344 of 2015
26.02.2015

raj2

PBK 26/02/2015 ::2P-5C: (IT)