



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 06.03.2015
CORAM:

THE HONOURABLE MR.JUSTICE C.T. SELVAM

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CRL.O.P.No.4017 of 2015

Sudalaimuthu @ Sudalai @ Makkali

... Petitioner/Accused

Vs

State Rep. by The Inspector of Police,
Thirukurungudi Police Station,
Tirunelveli District.
(Crime No.24 of 2015)

... Respondent/Complainant

Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the Learned II-Additional District and Sessions Judge (Protection of Civil Rights), Tirunelveli District to accept the surrender and consider the bail application filed by the petitioner on the same day in Cr.No.24/2015 on the file of the respondent police.

For Petitioner : Mr.T.A.Ebenezer

For Respondents : Mr.K.V.Rajarajan
Government Advocate, (Crl. Side)

O R D E R

The petitioner seeks a direction to the learned II-Additional District and Sessions Judge (Protection of Civil Rights), Tirunelveli District to release the petitioner on bail, on the same day in the event of his surrender and filing bail application in Cr.No.24 of 2015 pending investigation on the file of the respondent police.

2.The petitioner is accused for offences punishable under Sections 294(b), 323 IPC & Section 3(1)(x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

3.The submissions made by Mr.T.A.Ebenezer, learned counsel for the petitioner and by Mr.K.V.Rajarajan, 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) Act, 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 II-Additional District and Sessions Judge (Protection of Civil Rights), Tirunelveli District 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 (AS)

\\True copy\\

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Sub Assistant Registrar

To

- 1.The II-Additional District and Sessions Judge
Tirunelveli (Protection of Civil Rights), Tirunelveli District
- 2.The Inspector of Police,
Thirukurungudi Police Station,
Tirunelveli District.
- 3.The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.

Copy to : The Section Officer, Criminal Section
Madurai Bench of Madras High Court,
Madurai.

+1 CC TO M/S.T.A.EBENEZER, ADVOCATE SR.NO.6535

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