



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.04.2015

CORAM:

THE HONOURABLE MR. JUSTICE M.M.SUNDRESH

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CRL.O.P.No.6809 of 2015

1.Manickam
2.Ramachandran

... Petitioners

Vs.

1.State rep. by
The Deputy Superintendent of Police,
Cheranmahadevi,
Tirunelveli District.

2.State rep. by
The Inspector of Police,
Munneer Pallam Police Station,
Tirunelveli District.
Crime No.82/2015.

... Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the learned Sessions Judge cum Special Judge P.C.R. Court, Tirunelveli to accept the surrender of the petitioners and consider the bail application of the petitioner on the same day of surrender in Crime No. 82/15 on the file of the respondent Police.

For Petitioner : Mr.T.Selvan

For Respondents : Mr.K.Anbarasan

Government Advocate, (Crl. Side)

O R D E R

The petitioners seek a direction to the Sessions Judge cum Special Judge P.C.R. Court, Tirunelveli, to release the petitioner on bail, on the same day in the event of their surrender and filing bail application in Cr.No.82 of 2015 pending investigation on the file of the respondent police.

2.The petitioners are accused for offences punishable under Sections 147,294(b),323,506(ii) of IPC r/w section 3(1)(x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities)Act,1989.

3.The submissions made by Mr.T.Selvan, learned counsel for the petitioners and by Mr.K.Anbarasan, learned Government Advocate (Crl. Side) representing the respondents 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 Scheduled Castes and Scheduled Tribes (Prevention of Atrocities)Act,1989, and that taking into custody of the petitioners pending consideration of their bail application could cause them irreparable hardship, this Court considers it appropriate to direct the Sessions Judge cum Special Judge P.C.R. Court, Tirunelveli, to



consider the bail application of the petitioners on merits and pass appropriate order on the same day of their surrender.

5.The petition is ordered accordingly.

Sd/-
Assistant Registrar(T&P)

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/True Copy/

Sub- Assistant Registrar

To

1.The Sessions Judge cum Special Judge P.C.R. Court,
Tirunelveli.

2.The Deputy Superintendent of Police,
Cheranmahadevi,
Tirunelveli District.

3.The Inspector of Police,
Munneer Pallam Police Station,
Tirunelveli District.

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

+1cc to Mr.T.Selvan, Advocate in SR.No. 18707

pjl/ses
Sm:20.04.2015:2P/6C

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