



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.04.2015

CORAM:

THE HONOURABLE MR. JUSTICE M.M.SUNDRESH

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CRL.O.P.No.7434 of 2015

Kumar

... Petitioner

Vs.

The State

By the Inspector of Police,
R.S.Mangalam Police Station,
Ramnad District.

(Crime No.21/2015)

... Respondent

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. praying direct the Principal District and Sessions Judge (Special Court for PCR Cases), Ramnad, to consider his bail application on the same day of his surrender in respect of Crime No.21 of 2015 on the file of the respondent Pending investigation and thus render justice.

For Petitioner : Mr.D.Venkatesh

For Respondents : Mr.K.Anbarasan

Government Advocate, (Crl. Side)

O R D E R

The petitioner seeks a direction to the Principal District and Sessions Judge (Special Court for PCR Cases), Ramnad, to release the petitioner on bail, on the same day in the event of his surrender and filing bail application in Cr.No.21 of 2015 pending investigation on the file of the respondent police.

2.The petitioner is accused for offences punishable under Sections 294(b)& 354 of IPC, Section 4 of TNPHW Act r/w section 3(1)(r)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act,2014.

3.The submissions made by Mr.M.Saravanan, learned counsel for the petitioner and by Mr.K.Anbarasan, learned Government Advocate (Crl. Side) representing the respondents were heard. The materials available on record were also perused.

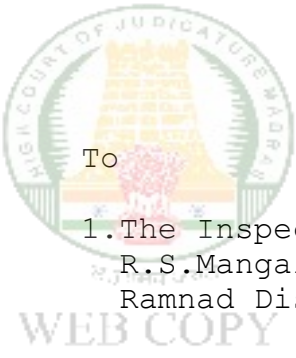
4.Considering the nature of offences alleged against the petitioner, the fact that anticipatory bail cannot be granted in respect of offences punishable under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act,2014, and that taking into custody of the petitioner pending consideration of his bail application could cause him irreparable hardship, this Court considers it appropriate to direct the Principal District and Sessions Judge (Special Court for PCR Cases), Ramnad, 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 (Per.Admn)

/True Copy/



To

1.The Inspector of Police,
R.S.Mangalam Police Station,
Ramnad District.

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

3.The Principal District and Sessions Judge
(Special court for PCR cases), Ramnad.

+1cc to M/s.D.Venkatesh, Advocate in SR.No. 20530

Sm:28.04.2015:2P/5C

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