



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 27.04.2015
CORAM:

THE HONOURABLE MR. JUSTICE M.M. SUNDRESH

WEB COPY

Criminal Original Petition (MD) No.8013 of 2015

Mahalakshmi

... Petitioner

Vs

The State Rep. by its
The Inspector of Police,
Palayamkottai Police Station,
Tirunelveli District.
(Crime No.277 of 2015)

... Respondent

PRAYER: This petition is preferred under Section 482 Cr.P.C to direct the learned II Additional Sessions Judge/Special Court for PCR Cases, Tirunelveli to accept the surrender of the petitioner and to consider her bail application on the same day in connection with Crime No.277 of 2015 on the file of the respondent police.

For Petitioner : Mr.S.Balaji

For Respondent : Mr.K.Anbarasan

Government Advocate (Crl.Side)

ORDER

The petitioner approaches this Court to direct the learned II Additional Sessions Judge/Special Court for PCR Cases, Tirunelveli to accept the surrender of the petitioner and consider the bail application on the same day on merits in relating to Crime No.277/2015 dated 17.04.2015 pending investigation on the file of the respondent.

2. The petitioner is alleged to have committed an offence under Sections 323 and 506(i) of IPC and 3(1)(x) of SC/ST POA Act, 1989. It is stated by the petitioner that she is an innocent.

3. The learned counsel for the petitioner would submit that the petitioner is prepared to surrender before the lower Court to co-operate with the prosecution and her petition for bail may be ordered to be considered on the same day.

4. The learned Government Advocate (Crl. Side) would oppose the said request.

5. Considering the submission of the petitioner and considering the facts and circumstances by issuing a direction to the lower Court to dispose of the petition for bail on the same day, no prejudice would be caused to the prosecution, the following direction is issued to the lower

Court:-



"In the event of the petitioner surrendering before the lower Court and her filing of petition seeking bail, the lower Court shall dispose of the said petition for bail on the same day strictly on merits and in accordance with law."

6. Accordingly, the Criminal Original Petition stands disposed of.

\True copy\

Sd/-
Assistant Registrar(CO)

Sub Assistant Registrar

To

1.The II Additional Sessions Judge/
Special Court for PCR Cases, Tirunelveli

2.The Inspector of Police,
Palayamkottai Police Station,
Tirunelveli.

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

+1cc to MR.S.BALAJI, ADVOCATE SR.NO.22422

Cr1.O.P(MD).No.8013 of 2015
27.04.2015

PM

NA/29/04/2015/P2/5C(IT)