



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.06.2015

CORAM:

THE HONOURABLE MR. JUSTICE M.M. SUNDRESH

Crl.O.P(MD) No.9152 of 2015

WEB COPY

1. Suresh
2. Chandrasekar

... Petitioners/Accused 1 and 3

Vs.

State represented by
The Inspector of Police,
All Woman Police Station,
Manamadurai,
Sivagangai District.
(Crime No.17 of 2015)

... Respondent/Complainant

PRAYER: This petition is preferred under Section 482 Cr.P.C to direct the learned Sessions Judge, Special Court for trial of SC&ST (POA Act), Sivagangai District, to accept the surrender of the petitioners in connection with the Crime No.17 of 2015, pending investigation on the file of the respondent police and to consider and pass orders in the bail application on the same day.

For Petitioners : Mr.V.Kannan

For Respondents : Mrs.S.Prabha
Government Advocate(Crl.Side)

O R D E R

The petitioners approach this Court with a prayer to direct the learned Sessions Judge, Special Court for trial of SC&ST (POA Act), Sivagangai District, to accept the surrender of the petitioners in connection with the Crime No.17 of 2015, pending investigation on the file of the respondent police and to consider and pass orders in the bail application on the same day.

2. The petitioners are alleged to have committed an offences under Sections 7 and 8 of Protection of Children from Sexual Act 2012 and 3(1)(XI) (XII) of SC/ST Act. It is stated by the petitioner that they are innocent.

3. The learned counsel for the petitioners would submit that the petitioners are prepared to surrender before the lower Court to co-operate with the prosecution and their 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 facts and circumstances of the case and also
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 petitioners surrendering before the learned Sessions Judge, Special Court for trial of SC&ST (POA Act), Sivagangai District and their filing of petition seeking bail, the learned Sessions Judge, Special Court for trial of SC&ST (POA Act), Sivagangai District shall dispose of the said petition for bail on the same day strictly on merits and in accordance with law."

Accordingly, the Criminal Original Petition stands disposed of.
Sd/-

Assistant Registrar(Crl.Side)

/True copy/

Sub Assistant Registrar

To

1.The Sessions Judge,Special Court for trial of SC&ST (POA Act),
Sivagangai District.

2. The Inspector of Police,
All Woman Police Station, Manamadurai,
Sivagangai District.

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

+1cc to Mr.V.Kannan,Advocate SR.No.30449

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