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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.01.2015

CORAM

THE HON'BLE MR.JUSTICE C.T.SELVAM

CRL.O.P. (MD) No.959 of 2015

Dharmar

.. Petitioner

.. Vs ..

The Inspector of Police,
Mudhukulathur Police Station,
Ramanathapuram District.
In Crime No.3 of 2014

.. Respondent

Criminal Original Petition filed under section 482 of the Code of Criminal Procedure, praying to direct the learned Additional District and Sessions Court(Special Court for Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, Ramanathapuram to accept the surrender of the Petitioner/Accused and consider the petitioner bail application and grant bail on the date of surrender itself in Crime No.3 of 2014 on the file of the respondent police.

For Petitioner : Mr.N.Anandakumar

For respondent : Mr.K.V.Rajarajan

Government Advocate(Crl. Side)

ORDER

The petitioner seeks a direction to the learned Additional District and Sessions Court(Special Court for Scheduled Castes and Scheduled Tribes(Prevention of Atrocities) Act, 1989, Ramanathapuram to accept the surrender of the Petitioner/Accused and consider the petitioner bail application and grant bail on the date of surrender itself in Crime No.3 of 2014 on the file of the respondent police.

2.The petitioner is accused for offences punishable under Section 506(ii) I.P.C r/w. 3(1)(x) of SC & ST Act.

3.The submissions made by the learned counsel for the petitioner and the 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, 1989 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 Additional District and Sessions Court(Special Court for Scheduled Castes and Scheduled Tribes(Prevention of Atrocities) Act, 1989, Ramanathapuram 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 (CO)

/True copy/

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Sub Assistant Registrar

To

1.The Additional District and Sessions Court
(Special Court for Scheduled Castes and Scheduled Tribes
(Prevention of Atrocities) Act, 1989,
Ramanathapuram.

2.The Inspector of Police,
Mudhukulathur Police Station,
Ramanathapuram District.

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

+1cc to MR.N.ANANDHAKUMAR, ADVOCATE IN SR : 3357

Pm

SR : 30.01.2015 : 2p/5c

CRL.O.P. (MD) No.959 of 2015
23.01.2015