

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.04.2016

CORAM :

THE HONOURABLE MS. JUSTICE R.MALA

Crl.O.P.No.9446 of 2016

1.D.K.Elangovan
2.S.Babu

.. Petitioners/Accused

Vs.

State rep. by
Inspector of Police
Dharapuram police station
Tiruppur District.
(Crime No.325 of 2016)

.. Respondent

Prayer:-Criminal Original Petition is filed under Section 482 Cr.P.C., to direct the learned Additional Sessions Judge, Tiruppur (Special Judge for SC and ST (Prevention of Atrocities) Act, to consider the bail application of the petitioners in Crime No.325 of 2016 on the file of the respondent police, on the same day of their surrender.

For Petitioners	:	Mr.T.Padmanabhan
For Respondent	:	Mr.C.Emalias
		Additional Public Prosecutor

ORDER

Heard both sides.

2. The petitioners, who apprehend arrest for the offences punishable under Sections 294(b), 323, 324 and 506(ii) IPC r/w Section 3(i)(r), 3(i)(s), 3(2)(va) of SC & ST (Prevention of Atrocities) Act, in Crime No.325 of 2016 on the file of the respondent police, move this petition seeking a direction to the learned Additional Sessions Judge, Tiruppur (Special Judge for SC and ST (Prevention of Atrocities) Act), to accept the surrender of the petitioners and consider their bail application on the same day on merits.

3. Perused the records.

4. The learned Additional Public Prosecutor would submit that the injured has been discharged from the hospital.

5. The offences complained of, other than the offence under the Special enactment, may not be serious in nature warranting initial detention in jail, even before considering the bail application.

6. Therefore, the learned Additional Sessions Judge, Tiruppur (Special Judge for SC and ST (Prevention of Atrocities) Act), is directed to accept the surrender of the petitioners and consider their bail application on the very same day purely on the basis of merits and in accordance with law.

7. Accordingly, this Criminal Original Petition is ordered.

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-s/d-

Assistant Registrar (CS-IV)

True Copy

Sub-Assistant Registrar

To

1. The Additional Sessions Judge, Tiruppur
(Special Judge for SC and ST
(Prevention of Atrocities) Act, 1989).

2. Inspector of Police
Dharapuram police station
Tiruppur District.

3. The Public Prosecutor
High Court, Chennai.

+ 1 cc to Mr. T. Padmanabhan, Advocate SR 26208

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