WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.01.2016

CORAM:

THE HONOURABLE MR.JUSTICE **S.VAIDYANATHAN**

Crl.O.P(MD)No.24176 of 2015

Murugan @ Left Murugan : Petitioner

Vs.

The Inspector of Police,
Suthamalli Police Station,
Tirunelveli District.
(Crime No.202 of 2015). : Respondent

PRAYER: Criminal Original Petition is filed under Section 482 Cr.P.C., praying to direct the II Additional District and Sessions Judge cum PCR Court, Tirunelveli, to consider the petitioner's bail application on the date of surrender itself before the court in respect of Crime No.202 of 2015 on the file of the respondent police.

For Petitioners : Mr.V.Angusamy
For Respondent : Mrs.S.Prabha
Government Advocate (Crl.Side).

ORDER

The petitioner, who apprehends arrest for the offences punishable under Sections 294(b), 323, 506(i) IPC r/w Section 3(1)(x) of the SC and ST (Prevention of Atrocities) Act, in Crime No.202 of 2015 on the file of the respondent police, move this petition seeking a direction to the II Additional District and Sessions Judge cum PCR Court, Tirunelveli, to accept the surrender of the petitioner and consider his bail application on the same day on merits.

2.I have heard the counsel appearing on either side and perused the records.

3. The Government Advocate (Criminal side) strongly opposed the relief sought for by the petitioner.

4. A cursory look at the offences would reveal that some of the offences are grave in nature, including the one registered under the Special Enactment. Therefore, it is for the Trial Court to consider as to whether initial detention of the petitioner is

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absolute and warranted on his surrender before it.

6.Taking note of the submission made by the counsel for the petitioner, the II Additional District and Sessions Judge cum PCR Court, Tirunelveli, is directed to accept the surrender of the petitioner and consider his 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.

Sd/-
Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

1.The II Additional District and Sessions Judge
cum PCR Court, Tirunelveli

2.The Inspector of Police,
Suthamalli Police Station,
Tirunelveli District.

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

+1cc to Mr.V.ANGUSAMY,Advocate Sr.No.37
RR
AA/JGB-DP/SAR-II/08.01.2016/2p-5c

ORDER MADE IN
Crl.O.P(MD)No.24716 of 2015
04.01.2016

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