

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED:27.06.2016****CORAM:**

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THE HONOURABLE MS. JUSTICE V.M.VELUMANI**Crl.O.P. (MD) No.10244 of 2016**

V.Marichamy ... Petitioner

Vs.

The Inspector of Police,
Kallimandayam Police Station,
Kallimandayam,
Oddanchathiram Taluk,
Dindigul District.

... Respondent

PRAYER: Petition is filed under Section 482 of the Code of Criminal Procedure, to direct the District and Sessions Judge cum PCR Court, Dindigul, to accept the surrender of the petitioner and consider the bail application to be filed by the petitioner on the same day in Crime No.78 of 2016 on the file of the respondent Police.

For Petitioner : Mr.S.R.Sureshkumar

For Respondents : Mrs.S.Prabha,
Government Advocate (Crl. Side)**O R D E R**

Heard both sides.

2.The petitioner, who apprehends arrest for the offences punishable under Sections 294(b), 323 IPC, and Section **(*)3(1)(s) of SC/ST (POA) Amendment Ordinance Act 2014**, in Crime No.78 of 2016 on the file of the respondent police, move this petition seeking direction to the learned District and Sessions Judge cum PCR Court, Dindigul, to consider the bail application filed by the petitioner on the same day of his surrender.

3. Perused the records.

4.The offences complained of, other than the offence under the Special enactment, even though serious since the injured has already been discharged from the hospital, the same can be considered by the said Court on the same day.

5.Therefore, the learned District and Sessions Judge cum PCR Court, Dindigul 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 to pass suitable orders, in the



event of petitioner surrendering before the said court within 15 days from the date of receipt of the order and his filing of petition seeking bail.

6. Accordingly, this Petition is ordered.

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Sd/
Assistant Registrar(P&A)

**(*) CORRECTED AS PER THE ORDER OF
THIS COURT DATED 09.08.2016
MADEIN CRL MP(MD)NO.6454/2016
IN CRL OP(MD)NO.10244/2016**

Sd/-
Assistant Registrar
/True copy/

Sub Assistant Registrar

To

To be subtituted to the order already despatched as 13.7.2016

1.The District and Sessions Judge cum PCR Court, Dindigul.

2.The Inspector of Police,
Kallimandayam Police Station,
Kallimandayam,
Oddanchathiram Taluk, Dindigul District.

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

+1cc to Mr.D.Venkatesh, Advocate in SR.No.43753

SDR/ARK-PV/11.07.2016/2P/5C
GJM/GSV/PM/SAR-III-19.8.16-2P-5C

**Cr1.O.P. (MD)No.10244 of 2016
27.06.2016**