



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.07.2016

CORAM

THE HON'BLE DR.JUSTICE S.VIMALA

Crl.O.P.(MD) No.11137 of 2016

1.Karthick
2.Tamizhan

... Petitioners/A1 and A2

-vs-

1.The Deputy Superintendent of Police,
Orathanadu,
Thanjavur District.
2.State,
rep. by Inspector of Police,
Vattathikottai Police Station,
Thajavur District.
(Crime No.113/2016)

... Respondents/Complainants

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to direct the learned I Additional District and Sessions Judge, (PCR Court), Thanjavur, to accept the surrender of the Petitioners and consider their bail application on the same day on merits in relating to Crime No.113 of 2016 dated 30.06.2016 on the file of the Respondent Police.

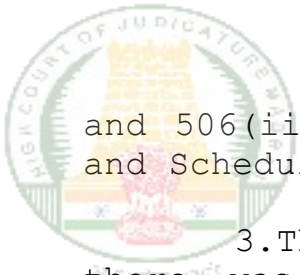
For petitioners : Mr.S.Deenadhayalan

For Respondent : Mr.P.Kandasamy
Govt. Advocate (Crl.Side)

O R D E R

This petition has been filed seeking a direction to the learned I Additional District and Sessions Judge (PCR Court), Thanjavur, to consider the bail application of the petitioners on the same day of their surrender in connection with Crime No.113 of 2016.

2.The sum and substance of the complaint is that due to previous motive, the petitioners abused the defacto complainant in filthy language and also by his caste name and threatened him with dire consequences. The said complaint has been registered in Crime No.113 of 2016 for the alleged offences under Sections 294(b), 323



and 506(ii) IPC and 3(i)(r)(s) 3(2) (v)a of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities), Act, 2015.

3. The learned counsel for the petitioners would submit that there was a dispute between the defacto complainant and the petitioners herein regarding parking of the vehicle and there was a wordy quarrel in which nobody got injured and that in view of the specific bar under Section 18 of the said Act, the petitioners cannot move any anticipatory bail application and therefore, the petitioners have come up with this petition.

4. The learned Government Advocate (Crl. Side) appearing for the respondent would submit that no injury has been caused in the occurrence and the major part of the investigation is over.

5. Having regard to the facts and circumstances of the case, the petitioners are directed to surrender before the Court concerned within ten days from the date of receipt of a copy of this order and file a bail application. The Court concerned is directed to accept the surrender of the petitioners in Crime No.113 of 2016 and consider bail application of the petitioners and dispose of the same on merits and in accordance with law, on the same day of his surrender.

6. This Criminal Original Petition is disposed of accordingly.

Sd/-

Assistant Registrar(W)

/True copy/

Sub Assistant Registrar

To:

1. The I Additional District and Sessions Judge,
(PCR Court), Thanjavur,

2. The Deputy Superintendent of Police,
Orathanadu, Thanjavur District.

3. The Inspector of Police,
Vattathikottai Police Station, Thajavur District.

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

+1 cc to M/s.S.Deenadhayan, Advocate in SR.No.35274

sj

CSL/AAL-MPA/15.07.2016 : 2p/6c

Crl.O.P. (MD) No.11137 of 2016

06.07.2016