



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.11178 of 2016

Sundararaman

... Petitioner/sole Accused

-vs-

State rep. by
Inspector of Police,
Alanganallur Police Station,
Madurai District.
(Crime No.234/2016)

... Respondent/Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to direct the learned III Additional District and Sessions Judge, (PCR Court), Madurai, to consider the bail application of the petitioner in Crime No.234 of 2016 on the file of the Respondent Police on the same day of surrender on merits.

For Petitioner : No appearance

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 III Additional District and Sessions Judge (PCR Court), Madurai, to consider the bail application of the petitioner on the same day of his surrender in connection with Crime No.234 of 2016.

2.The sum and substance of the complaint is that due to previous motive, the petitioner abused the defacto complainant in filthy language and also by his caste name and trespassed into the property of defacto complainant. The said complaint has been registered in Crime No.234 of 2016 for the alleged offences under Sections 147, 447, 506(i) IPC and 3(2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities), Act, 1989.

3.According to the petitioner, he has been falsely implicated in the case due to civil dispute and that in view of the specific bar under Section 18 of the said Act, the petitioner cannot come up with any anticipatory bail application and therefore, the petitioner has 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 petitioner is 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 petitioner in Crime No.234 of 2016 and consider bail application of the petitioner 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 (CS-I)

/True Copy/

Sub-Assistant Registrar

To:

1. The IIIrd Additional District and Sessions Judge,
(PCR Court), Madurai,

2. The Inspector of Police,
Alanganallur Police Station,
Madurai District.

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

+One cc to Mr. N. Sudarmani alias Janaki Raman, Advocate, SR.No.35265
sj
RL/5C/2P/NGM/MP/SARIII/14/7/2016

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