



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

**DATED: 28.07.2016**

CORAM

**THE HON'BLE DR.JUSTICE S.VIMALA**

**Crl.O.P.(MD) No.13004 of 2016**

WEB COPY

1.Satham @ Sathamushain  
2.Anifa @ Mohammed Anifa  
3.Sahulameethu

... Petitioners/  
A1, A3 & A4

-Vs-

State rep. by  
the Inspector of Police,  
Ayyampettai Police Station,  
Thanjavur District.  
(Crime No.160 of 2016)

... Respondent/Complainant

**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), Thanjavur to consider the bail application on the same day of their surrender in connection with Crime No.160 of 2016 on the file of the respondent.

|                 |                                                      |
|-----------------|------------------------------------------------------|
| For Petitioners | : Mr.A.Arun Prasad                                   |
| For Respondent  | : Mr.A.P.Balasubramani,<br>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), Thanjavur, to consider the bail application of the petitioners on the same day of their surrender in Crime No.160 of 2016.

2.The sum and substance of the complaint is that due to wordy quarrel, the petitioners along with other accused abused the defacto complainant in filthy language and by his caste name and attacked the defacto complainant with deadly weapons. The said complaint has been registered in Crime No.160 of 2016 for the alleged offences under Sections 147, 148, 294(b), 323, 324 and 506(ii) IPC r/w Section 3(1)(r)(s) and 3(2)(Va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities), Act, 2015.

3.Learned counsel for the petitioners would submit that the petitioners have been falsely implicated in the case due to previous motive 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. Learned Government Advocate (Crl. Side) appearing for the respondent would submit that the injured has been discharged from the hospital and that the major part of the investigation was 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 bail application. The Court concerned is directed to accept the surrender of the petitioners in Crime No.160 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 their surrender.

6. This Criminal Original Petition is disposed of accordingly.

Sd/-

Assistant Registrar (CS-I)

/True Copy/

Sub Assistant Registrar

To:

1. The I-Additional District and Sessions Judge (PCR),  
Thanjavur.
2. The Inspector of Police,  
Ayyampettai Police Station,  
Thanjavur District.
3. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

+1cc to Mr.A.ARUN PRASAD, Advocate Sr.No.40322  
GCG  
AA/SK-SKN/SAR-I/29.07.2016/2p-5c

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