



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.09.2016

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

Cr1.O.P.(MD).No.18403 of 2016

1.P.R.Venugopal
2.N.P.Rejedran
3.R.Krishnaveni

.. Petitioners

Vs.

State represented by
Inspector of Police,
Kadupatty Police Station,
Madurai District.
(Crime No.182/2016)

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the learned III Additional District & Sessions Court (PCR), Madurai to consider the bail application of the petitioners to be filed in Cr.No.182 of 2016, on the file of the respondent police and to accept their surrender on the same day on merits.

For Petitioners : Mr.R.Balamuruganantham

For respondent : Mr.K.ANBARASAN
Government Advocate (Criminal side)

ORDER

This application has been filed seeking a direction to the Court, which is dealing with the SC/ST Act cases to consider the bail application on the day of surrender itself.

2.Heard the learned counsel for the petitioners and the learned Government Advocate (Cr1. Side) for the respondents.

3.The petitioners are arrayed as accused in Crime No.182/2016 in respect of the offences under Sections 294(b), 323, 355 of IPC r/w 3(2)(V) of SC/ST (Prevention of Atrocities Act), 1989 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 forward with the said prayer.

4.The learned Government Advocate (Cr1. Side) would submit that the injured person had already been discharged from the hospital.



5.Considering the submissions of both sides and also considering the nature of the prayer in this case in view of the specific bar under Section 18 of the S.C. & S.T. (Prevention of Atrocities) Act that the petitioners cannot move any anticipatory bail, the III Additional District & Sessions Court (PCR), Madurai is directed to accept the surrender of the petitioners and consider their bail application, in the event of the petitioners filing such petition in Crime No.182/2016 on the file of the respondent police and dispose of the same on merits and in accordance with law on the same day.

6.This petition is disposed of accordingly.

Sd/-

Assistant Registrar (AS)

/True Copy/

Sub Assistant Registrar

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To

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

+1 cc to Mr. R.BALAMURUGANTHAM ,Advocate, Sr.No: 55530

JAM/DB/30/09/2016/SAR 1/2P-5C

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