



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.10.2016

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THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

Crl.O.P.(MD) No.19714 of 2016

1.Ganthimathi
2.Saravanan

... Petitioners/ Accused Nos.1 &2

-Vs-

1.The Deputy Superintendent of Police,
Usilampatti, Madurai District.

2. State represented by
The Inspector of Police,
Usilampatti Town Police Station,
Madurai District.

(Crime No.507 of 2016)

... Respondents/Complainants

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 accept the surrender of the petitioners and consider their bail application on the same day on merits in relating to Crime No.507 of 2016, dated 02.10.2016, on the file of the respondents.

For Petitioners : Mr.P.Balan

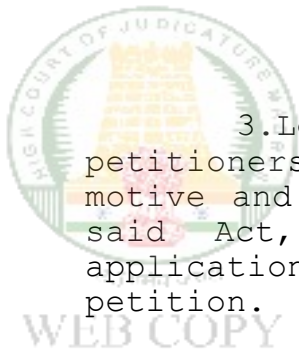
For Respondents : Mr.K.Anbarasan

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 accept the surrender of the petitioners and consider their bail application on the same day on merits in relating to Crime No.507 of 2016, dated 02.10.2016, on the file of the respondents.

2.The sum and substance of the complaint is that due money dispute, the petitioners said to have been attacked the defacto complainant and her son by suing sticks and also abused by using her caste name. The said complaint has been registered in Crime No.507 of 2016 for the alleged offences under Sections 406, 420, 323, 506(i) I.P.C. and Section 4 of the Prohibition of Harassment of Women Act and Section 3(1)(f), 3(1)(s), of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment 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 no one sustained injury in the alleged occurrence.

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.507 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 (AE)

/True Copy/

Sub Assistant Registrar

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To:

1. The III Additional District and Sessions Judge,
PCR Court, Madurai

2. The Deputy Superintendent of Police,
Usilampatti, Madurai District.

3. The Inspector of Police,
Usilampatti Town Police Station,
Madurai District.

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

+1CC to Mr.P.Balan, Advocate Sr.No.61296

GJM/SS2/2.11.16-2P-6C

Crl.O.P. (MD) No.19714 of 2016
18.10.2016