



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.02.2016

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WEB COPY

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.O.P.(MD)No.2033 of 2016

1.Praveen
2.Jeyakumar
3.Arulldhas

..Petitioners/Accused Nos.1 to 3
Vs

1.The Deputy Superintendent of Police,
Thuckalay,
Kanyakumari District.

2.The Inspector of Police,
Pechiparai Police Station,
Kanyakumari District.

(Crime NO.15 of 2016) .. Respondents/Complainants

Prayer:- Criminal Original Petition filed under Section 482 Cr.P.C., to direct the learned II Additional District and Sessions Judge cum PCR Court, Tirunelveli to consider the bail application of the petitioners if any filed by them on their surrender on the same day in Crime No.15 of 2016, on the file of the second respondent police.

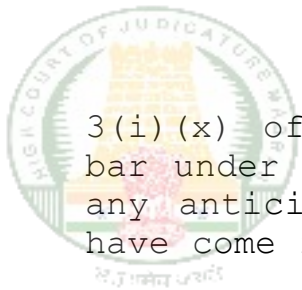
For Petitioner :Mr.K.P.Narayanakumar

For Respondents :Mrs.S.Prabha
Government Advocate (Crl.Side)

O R D E R

The learned counsel for the petitioners submits that the petitioners have come forward with this petition seeking for a direction to the learned II Additional District and Sessions Judge cum PCR Court, Tirunelveli to consider the bail application of the petitioners on the same day on their surrender in Crime No.15 of 2016 pending on the file of the respondent.

2. The learned counsel for the petitioners also submits that the petitioners have been implicated in this case for the alleged offences under Sections 341, 323, 324, 506(ii) I.P.C. r/w



3(i)(x) of SC/ST/POA 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.

3. The learned Government Advocate(Crl.Side) takes notice for the respondents and submits that the injured person had already discharged from the hospital.

4. 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 learned II Additional District and Sessions Judge cum PCR Court, Tirunelveli is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.15 of 2016 on the file of the respondent police, and dispose of the same on merits and in accordance with law on the same day.

With this observation, this petition is disposed of accordingly.

Sd/-

Assistant Registrar (CO)

/True Copy/

Sub Assistant Registrar

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To

1.The Deputy Superintendent of Police,
Thuckalay,
Kanyakumari District.

2.The Inspector of Police,
Pechiparai Police Station,
Kanyakumari District.

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

+1CC to Mr.K.P.Narayana kumar Advocate Sr.No.8733

GJM/SKS/RR/SAR-I-16.2.16-2p-5C

Crl.O.P. (MD) No.2033 of 2016
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