



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:24.10.2016

CORAM

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THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

Crl.O.P.(MD) No.20345 of 2016

Mahendran

.. Petitioner/A7

Vs.

The State rep. by
The Inspector of Police,
Puliyangudi Police Station,
Puliyangaudi,
Tirunelveli District.
(Crime No.257 of 2016)

.. Respondent/complainant

Prayer: Petition filed under Section 482 of Code of Criminal Procedure to direct the learned II-Additional District and Sessions Judge (PCR Court), Tirunelveli to consider the bail application of the petitioner on the very same day of his surrender pending investigation in connection with the FIR in Crime No.257 of 2016 on the file of the respondent police.

For Petitioner	: Mr.M.S.Jeyakarthik
For Respondent	: Mr.K.Anbarasan
	Government Advocate (Crl. Side)

O R D E R

The petitioner seeks a direction to the learned II-Additional District and Sessions Judge (PCR Court), Tirunelveli, to consider the bail application of the petitioner on the day of surrender itself.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent.

3. The petitioner is arrayed as accused No.7 in Crime No.257 of 2016 for the offences punishable under Sections 147, 148, 294(b), 324 of I.P.c., read with Sections 3(1)(r), 3(1)(s), 3(2)(va) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015, and that in view of the specific bar under Section 18 of the said Act, the petitioner cannot move any anticipatory bail application and therefore, the petitioner has come up with this petition.

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



5. Considering 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 bail application. The Court concerned is directed to accept the surrender of the petitioner in Crime No.257 of 2016 and consider the petitioner's bail application 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 ordered accordingly.

Sd/

Assistant Registrar(A.E.)

/TRUE COPY/

Sub Assistant Registrar

To

1. The II-Additional District and Sessions Judge (PCR Court),
Tirunelveli.

2. The Inspector of Police,
Puliyangudi Police Station,
Puliyangudi,
Tirunelveli District.

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

+1cc to M/S.M.S.Jeyakarthik, Advocate in SR.No.63088/16.

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pjl

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