



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.11.2016

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

CrI.O.P.(MD).No.21083 of 2016

1.R.Kaliyamoorthi

2.R.Ramesh

.. Petitioners / Accused No.3 & 5

Vs.

State represented by
The Inspector of Police,
Lalgudi Police Station,
Trichy District.

In Crime No.617 of 2016

.. Respondent / Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the learned I Additional District and Sessions Judge(PCR), Trichy, to accept the surrender of the petitioners in Crime No.617 of 2016 on the file of the respondent and to consider the bail application of the petitioner, which would be filed on the same day of the surrender.

For Petitioners

: Mr.R.Pandi Maharaja

For respondents

: Mr.P.Kannithevan,

Government Advocate(CrI. Side)

O R D E R

This petition has been filed seeking a direction to the learned I Additional District and Sessions Judge(PCR), Trichy, to consider the bail application of the petitioners on the same day of their surrender in Crime No.617 of 2016 on the file of the respondent police.

2.The sum and substance of the complaint is that due to some wordy quarrel, the petitioners abused the defacto complainant and others in filthy language and also by their caste name and attacked them and caused injuries on them. The said complaint has been registered in Crime No.617 of 2016 for the alleged offences under Sections 147, 148, 341, 294(b), 324, 506(ii) and 307 of IPC and Section 3(1)(r), 3(1)(s) and 3(1)(s) and 3(1)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

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 the major part of the investigation 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.617 of 2016 on the file of the respondent police 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 (AS)

/True Copy/

Sub Assistant Registrar

To

1. The I Additional District and Sessions Judge (PCR),
Trichy.

2. The Inspector of Police,
Lalgudi Police Station,
Trichy District.

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

+1 cc to M/s.R.Pandi Maharaja, Advocate in SR No.66722

Crl.O.P (MD) No.21083 of 2016
08.11.2016

PM

ANR/KP/SAR1/09.11.2016/2P/5C