



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.11.2016

CORAM

THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

Crl.O.P.(MD) No.21099 of 2016

1.Magesh  
2.Vallarasu  
3.Moorthy  
4.Vinoth

..Petitioners/A1, A3, A5 & A7

Vs.

The State rep. by  
The Inspector of Police,  
Othakadai Police Station,  
Madurai District.  
(Crime No.582 of 2016)

..Respondent/complainant

Prayer: Petition filed under Section 482 of Code of Criminal Procedure to direct the learned III-Additional District and Sessions Judge, (PCR Court), Madurai, to consider the bail application of the petitioner's on the same day on merits in the event of their surrender in connection with Crime No.582 of 2016 on the file of the respondent police.

|                 |                                 |
|-----------------|---------------------------------|
| For Petitioners | : Mr.K.Neethimohan              |
| For Respondents | : Mr.K.Anbarasan                |
|                 | Government Advocate (Crl. Side) |

#### O R D E R

The petitioners seek a direction to the learned III-Additional District and Sessions Judge, (PCR Court), Madurai, to consider the bail application of the petitioners on the day of surrender itself.

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

3. The petitioners are arrayed as A1, A3, A5 and A7 in Crime No.582 of 2016 for the offences punishable under Sections 147, 148, 294(b), 506(ii) of IPC read with Sections 3(2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015, and that in view of the specific bar contained in 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.The learned Government Advocate (Crl. Side) would submit that the injured person had already been discharged from the hospital.



5. Considering 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.582 of 2016 and consider the 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 ordered accordingly.

Sd/-

Assistant Registrar(RTI)

/True Copy/

Sub Assistant Registrar(CS)

To

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

2. The Inspector of Police, Othakadai Police Station,  
Madurai District.

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

+1cc to M/s.K.Neethmohan, Advocate in SR.66844

Cr1.O.P.(MD) No.21099 of 2016  
07.11.2016

pjl

PBK/SK-SKN/SAR-I 14/11/2016 ::2P-5C: