



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.11.2016

CORAM

THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

Crl.O.P.(MD) No.21838 of 2016

1.Palpandi
2.P.Muthu
3.B.Anand

..Petitioners/Accused 1, 3 and 6

Vs.

The State rep. by
The Inspector of Police,
Sindupatti Police Station,
Madurai District.
(Crime No.238 of 2016)

..Respondent/complainant

Prayer: Petition filed under Section 482 of Code of Criminal Procedure to direct the III Additional District and Sessions Judge cum SC/ST (Prevention of Atrocities) Act, (PCR Unit), Madurai to consider the bail application of the petitioners on the same day of their surrender in Crime No.238 of 2016 on the file of the respondent police.

For Petitioners	: Mr.S.Sivapraksh
For Respondent	: Mr.P.Kannithevan
	Government Advocate (Crl. Side)

O R D E R

The petitioners seek a direction to the learned III Additional District and Sessions Judge cum SC/ST (Prevention of Atrocities) Act, (PCR Unit), 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 accused in Crime No.238 of 2016 for the offences punishable under Sections 147, 148, 294(b), 323, 324, 506(2) of IPC r/w Section 3(2)(va) of the 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 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.238 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(AE)

/True Copy/

Sub Assistant Registrar(CS)

To:

1. The III Additional District and Sessions Judge
cum SC/ST (Prevention of Atrocities) Act, (PCR Unit),
Madurai,
2. The Inspector of Police,
Sindupatti Police Station,
Madurai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to M/s.S.Sivaprakash, Advocate in SR.69727

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