



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.11.2016

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THE HON'BLE MR.JUSTICE K.KALYANASUNDARAM

Crl.O.P.(MD) No.22664 of 2016

Udayar

.. Petitioner

Vs.

The State rep. by
The Inspector of Police,
Taluk Police Station,
Tirunelveli,
Tirunelveli District.
(Crime No.335 of 2016)

.. Respondent/complainant

Prayer: Petition filed under Section 482 of Code of Criminal Procedure praying a direction to accept the surrender of the petitioner before the II Additional Sessions cum PCR Court, Tirunelveli District (Special Court for SC/ST Act Cases) to consider the bail application of the petitionre in Crime No. 335 of 2016 on the same date of surrender.

For Petitioner	: Mr.A.Anandan
For Respondent	: Mr.K.Anbarasan
	Government Advocate (Crl. Side)

O R D E R

The petitioner seeks a direction to the learned II Additional Sessions cum PCR Court, Tirunelveli District (Special Court for SC/ST Act Cases), 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 the first accused in Crime No.335 of 2016 for the offences punishable under Sections 147, 341, 294(b), 323 I.P.C., and Section 3(1)(r), 3(1)(s), 3(2)(Va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act,1989 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

<https://hcservices.ecourts.gov.in/hcservices/> some copy in services 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.335 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(T&P)

/True Copy/

Sub Assistant Registrar.

To

1.The II Additional Sessions cum PCR Court,
Tirunelveli District (Special Court for SC/ST Act Cases)

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

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

+1CC to M/S.A.Anandan, Advocate, SR.No. 74309

Crl.O.P.(MD) No.22664 of 2016

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AM/GSV PM/SAR-3/08.12.2016/2P/5C