



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 29.12.2016

CORAM

THE HON'BLE MR.JUSTICE R. MAHADEVAN

Crl.O.P.(MD) No.24020 of 2016

1. R. Vignesh @ Vignesh Kumar
2. R.A. Santhakumar
3. S. Sundara Rajan @ Sundar
4. Sugumar
5. Siva
6. Neppoliyan
7. Thivakar

... Petitioners/ Accused Nos.2,3,5,6,7,8 & 10

-Vs-

1. The Deputy Superintendant of Police,
Lalgudi, Trichy District.

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

(Cr.No.758 of 2016)

... Respondent/Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to direct the learned I Additional District and Sessions Judge cum PCR Court, Trichy District, to accept the surrender of the petitioners and to consider their bail application on the same day in connection with Crime No.758 of 2016 on the file of the 2nd respondent police on the same day of their surrender.

For Petitioners : Mr.B. Jameel Arasu

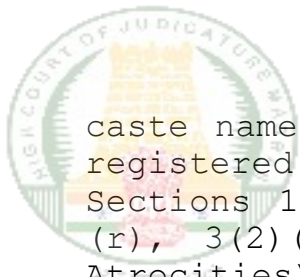
For Respondents : Mr.P. Kandasamy

Govt. Advocate (Crl.Side)

O R D E R

This petition has been filed seeking a direction to the learned I Additional District and Sessions Judge cum PCR Court, Trichy District, to accept the surrender of the petitioners and to consider their bail application on the same day in connection with Crime No.758 of 2016 on the file of the 2nd respondent police on the same day of their surrender.

2. The sum and substance of the complaint is that a wordy quarrel arose between the petitioners and the defacto complainant, the petitioners attacked the defacto complainant by mentioning their



caste name and caused simple injuries. The said complaint has been registered in Crime No.758 of 2016 for the alleged offences under Sections 147, 148, 294(b), 323, 324, 506(ii) of IPC and r/w. 3(1)(r), 3(2)(va) of the Scheduled Caste and Tribes (Prevention of Atrocities) Amendment and Ordinance Act, 2015.

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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 already been discharged from the hospital.

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.758 of 2016 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

/True Copy/

Sub Assistant Registrar

To:

1. The I Additional District and Sessions Judge
cum PCR Court, Trichy District.
2. The Deputy Superintendant of Police,
Lalgudi, Trichy District.
3. The State represented by
The Inspector of Police,
Kollidam Police Station,
Trichy District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+ 1 CC TO Mr.B. Jameel Arasu, ADVOCATE IN SR No. 7

TRP

TE/EM-MPA/SAR-II : 02/01/2017 : 2P/6C

<https://hcservices.ecourts.gov.in/hcservices/>

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