



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.03.2016

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

WEB COPY

Criminal Original Petition (MD) No.4299 of 2016

1.Vinoth
2.Rajesh
3.Sathish @ Sathishkumar ... Petitioners

vs.

The State Rep. by its
The Inspector of Police,
Palanichettipatti Police Station,
Theni District. ... Respondent
(Crime No.191 of 2016)

PRAYER: This petition is filed under Section 482 Cr.P.C to direct the learned Principal Sessions Judge, (PCR Court), Theni, Theni District to accept the surrender of the petitioners and to consider the bail application on the same day in accordance with law of their surrender in connection with Crime No.191 of 2016 on the file of the Inspector of Police, Palanichettipatti Police Station, Theni District.

For Petitioners: Mr.B.Jeyakumar
For Respondent : Ms.S.Prabha, G.A.(Cr1.Side)

O R D E R

The learned counsel appearing for the petitioners has submitted that the petitioners have come forward with this petition seeking for a direction to the learned Principal Sessions Judge (PCR Court), Theni, Theni District, to consider the bail application of the petitioners on the same day on their surrender in Crime No.191 of 2016, pending on the file of the respondent Police.

2. The learned counsel for the petitioners has also submitted that the petitioners have been implicated in this case for the alleged offences under Sections 147, 148, and 324 I.P.C., r/w Section 3 (1)(r)(s), 3(2)(v)(a) of S.C. /S.T. (POA) Amendment Ordinance Act, 2014, 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 forward with the said prayer.



3. The learned Government Advocate (Criminal Side) takes notice for the respondent.

4. Considering the submissions of both sides and also considering the nature of the prayer in this case, in view of the specific bar under Section 18 of the S.C. & S.T. (Prevention of Atrocities) Act, that the petitioners cannot move any anticipatory bail, the learned Principal Sessions Judge (PCR Court), Theni, Theni District, is directed to consider the surrender of the petitioners and the bail application, in the event of the petitioners filing such petition in Crime No.191 of 2016, on the file of the respondent Police, and dispose of the same on merits and in accordance with law on the same day.

5. With the above observation, this criminal original petition is disposed of.

Sd/
Assistant Registrar

/True Copy/

Sub Assistant Registrar

jikr

To

1.The Principal Sessions Judge (PCR Court),
Theni, Theni District.

2.The Inspector of Police,
Palanichettipatti Police Station,
Theni District.

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

+1cc to Mr.B.Jeyakumar Advocate in Sr.No.14040

CN/SKN-SK/18.03.2016/2P-5C

Cr1.O.P(MD) .No.4299 of 2016
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