



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.04.2016

CORAM

WEB COPY

THE HON'BLE MR.JUSTICE P.N.PRAKASH

Crl.O.P.(MD).No.7425 of 2016

Arumugam

... Petitioner

-vs-

State represented through
The Inspector of Police
M.Kallupatti Police Station
Madurai District
(Crime No.35 of 2016)

... Respondent

Prayer: Criminal Original Petition filed under Section 482 of the Code of Civil Procedure, directing the learned 3rd Additional District and Sessions Court (PCR), Madurai to consider the bail application of the petitioner/accused on the same day in Crime No.35 of 2016 on the file of the respondent police station.

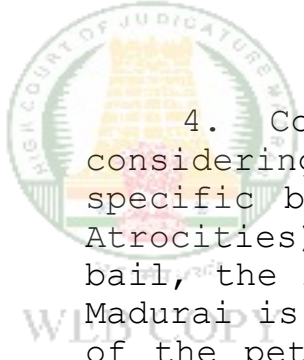
For Petitioner : Mr.R.Karunanidhi
For Respondents : Mrs.S.Prabha
Government Advocate (Crl.side)

ORDER

This criminal original petition has been filed for a direction to direct the learned 3rd Additional District and Sessions Court (PCR), Madurai to consider the bail application of the petitioner/accused on the same day in Crime No.35 of 2016 on the file of the respondent police station.

2. The learned counsel for the petitioner also submits that the petitioner has been implicated in this case for the alleged offences under Sections 294(b), 506(ii) I.P.C., r/w Section 4 of TNWH Act r/w Section 3(2)(v)(a) of S.C. & S.T. Amendment Act, 2015 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 come forward with the said prayer.

3. The learned Government Advocate (Crl. 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 petitioner cannot move any anticipatory bail, the learned 3rd Additional District and Sessions Court (PCR), Madurai is directed to consider the bail application, in the event of the petitioner filing such petition in Crime No.35 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.

With this observation, this petition is disposed of accordingly.

Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

1. The 3rd Additional District and Sessions Judge, PCR Court, Madurai.
2. The Inspector of Police
M.Kallupatti Police Station
Madurai District
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO MR.R.KARUNANIDHI, ADVOCATE IN SR NO. 25427

RR
TE/GSV/SAR-I : 13/05/2016 : 2P/5C

Cr1.O.P.(MD).No.7425 of 2016
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