



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.05.2016

CORAM:

THE HONOURABLE Mr.JUSTICE S.S.SUNDAR

Crl.O.P. (MD) No.8346 of 2016

- 1.Gunasekaran
- 2.Rajesh
- 3.Sankar
- 4.Suresh

... Petitioners/Accused 1 to 4

Vs.

The State rep. by

- 1.The Inspector of Police,
Ayyampettai Police Station,
Thanjavur District.

- 2.The Deputy Superintendent of Police,
Papanasam,
Thanjavur District.

... Respondents / Complainants

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the learned I Additional District and Sessions Judge (PCR Court), Thanjavur to consider the bail application of the petitioners on the same day on merits in the event of their surrender in connection with Crime No.105 of 2016 on the file of the respondent.

For Petitioners : Mr.S.Rajaprabu

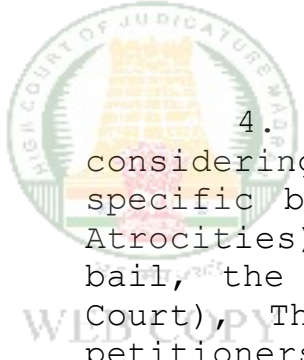
For Respondent : Mr.A.P.Balasubramani, G.A.
(Crl.Side)

ORDER

The learned counsel for the petitioners submits that the petitioners have come forward with this petition seeking for a direction to the learned I Additional District and Sessions Judge (PCR Court), Thanjavur to consider the bail application of the petitioners on the same day on merits in the event of their surrender in connection with Crime No.105 of 2016 on the file of the respondent.

2.The learned counsel for the petitioners also submits that the petitioners have been implicated in this case for the alleged offences under Sections 341, 294(b), 324, 506(ii) IPC r/w 3(1)(r) (s), 3(2)(vA) Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment 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 (Crl. Side) takes notice for the respondents. He submitted that injured has already been discharged from hospital and there is no previous case against the petitioners.



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 I Additional District and Sessions Judge (PCR Court), Thanjavur, is directed to accept the surrender of the petitioners and consider the bail application, in the event of the petitioners filing such petition in Crime No.105 of 2016 on the file of the respondent police, and dispose of the same on merits and in accordance with law preferably on the same day.

With this observation, this petition is disposed of accordingly.

Sd/-

Assistant Registrar

/True Copy/

Sub Assistant Registrar

1.The I Additional District and Sessions Judge(PCR Court),
Thanjavur.

2.The Inspector of Police,
Ayyampettai Police Station, Thanjavur District.

3.The Deputy Superintendent of Police,
Papanasam, Thanjavur District.

+1cc to Mr.S.Rajaprabu, Advocate- +1cc to Mr.
Advocate Sr.No. SR 27113

nbg

JA/PEK/SAR-I/02/06/2016/2P-5C

Cr1.O.P. (MD)No.8346 of 2016