

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 13.06.2016****CORAM:****THE HONOURABLE Dr. JUSTICE S.VIMALA****Cr1.O.P. (MD) .No.9148 of 2016**

Esakkipandian

.. Petitioner

Vs.

The State rep. by its
The Inspector of Police,
Kayathar Police Station,
Thoothukudi District
Crime No.229/2016

.. Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the Special Judge for SC/ST (Prevention of Atrocities) Act, Additional District Judge, No.II, Tirunelveli to consider the bail application of the petitioner on the same day of his surrender in Crime No.229 of 2015 on the file of the respondent police.

For Petitioner : Mr.V.Angusamy
For respondents : Mr.A.P.Balasubramani
Government Advocate (Criminal side)

ORDER

This application has been filed seeking a direction to the Court, which is dealing with the SC/ST Act cases to consider the bail application on the day of surrender itself.

2.Heard the learned counsel for the petitioner and the learned Government Advocate (Cr1. Side) for the respondents.

3. The case of the prosecution is that on 05.06.2016, the petitioner degraded the defacto complainant by using filthy language against her and abused her using the caste name and hence the complaint came to be registered.

4. The learned Government Advocate (Cr1. Side) would submit that the matter pertains to a wordy quarrel and investigation has been almost completed.

5.Under such circumstances, as the provisions of anticipatory bail is not applicable to the case registered under SC/ST Act, the Special Judge for SC/ST (Prevention of Atrocities) Act, Additional District Judge, No.II, Tirunelveli, is directed to consider the bail application of the petitioner and pass orders on merits on the same day of his surrender.



With the above direction, this petition is disposed of.

Sd/-
Assistant Registrar

//True copy//

Sub Assistant Registrar

To

- 1.The Additional District Judge, No.II, Tirunelveli
- 2.The Inspector of Police,
Kayathar Police Station,Thoothukudi District
- 3.The Additional Public Prosecutor
Madurai Bench of Madras High Court, Madurai.

+1cc to Mr.V.Angusamy, Advocate in SR.29715

RR/ar

JA-SKS-RR/SAR.II/21.6.2016/2P-5C

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