



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.07.2016

CORAM

THE HON'BLE DR.JUSTICE S.VIMALA

Crl.O.P. (MD) No.12544 of 2016

WEB COPY

1.Muruganantham
2.Selvi @ Kalai Selvi
3.Eluvakkal
4.Periyakaruppan

..Petitioners/A1 to A4

-Vs-

The Inspector of Police,
Elayangudi Police Station,
Sivagangai District.
(Crime No.195 of 2016)

..Respondent/Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to direct the learned Special Judge (PCR), Sivagangai District to consider the bail application of the petitioners on the very same day of their surrender in respect of FIR in Crime No.195 of 2016 on the file of the respondent police.

For Petitioner : Mr.M.S.Jeyakarthik
For Respondents : Mr.A.P.Balasubramani,
Govt. Advocate (Crl.Side)

O R D E R

This petition has been filed seeking a direction to the learned Special Judge (PCR), Sivagangai District, to consider the bail application of the petitioners on the same day of their surrender in Crime No.195 of 2016.

2.The sum and substance of the complaint is that due to civil dispute, the petitioners abused the defacto complainant in filthy language and also by his caste name and also threatened him with dire consequences. The said complaint has been registered in Crime No.195 of 2016 for the alleged offences under Sections 147, 294(b), 323, 506(i) and 109 IPC r/w Section 3(1)(r)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities), Act, 2015.

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 been discharged from the hospital and that the major part of the investigation over.

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.195 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(CS-II)

/True Copy/

Sub Assistant Registrar(CS)

To:

1. The Special Judge (PCR),
Sivagangai District.

2. The Inspector of Police,
Elayangudi Police Station,
Sivagangai District.

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

+1cc to M/s.S.Jeyakarthick, Advocate in SR.38882

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22.07.2016

gcg

PBK/SK-SKN/SAR-I 25/07/2016 ::2P-5C:: (IT)