



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.08.2017

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

CRL.O.P. (MD) No.10332 of 2017

Pitchaiah alias Ulli

.. Petitioner/Accused No.2

-Vs-

1. The Deputy Superintendent of Police,
Cheranmahadevi Taluk,
Thirunelveli District.

.. Respondent No.1

2. The Inspector of Police,
Cheranmahadevi Police Station,
Thirunelveli District.
(Crime No. 75 of 2016)

.. Respondent No.2

3. Nambirajan

.. Respondent No.3/Defacto
Complainant

PRAYER: This Criminal Original Petition is filed under Section 482 of the Criminal Procedure Code, to direct the learned II Additional and Sessions Judge (Special Court for PCR Act cases), Thirunelveli, to consider the bail application filed by the petitioner on the same day, if the petitioner surrender before the learned II Additional and Sessions Judge (Special Court for PCR Act Cases), Thirunelveli in case Crime No.75 of 2016 dated 13.05.2016 on the file of the second respondent Police.

For Petitioner : Mr.R.Vinothbharathi

For RR 1 and 2 : Mr.K.Anbarasan

Government Advocate (Crl.Side)

O R D E R

In view of the amendments made in the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, this Court is of the view that the usual directions that were issued by this Court cannot be issued routinely in all cases. Therefore, the petitioner is directed to surrender before the trial Court within a period of two weeks from the date of receipt of a copy of this order and on such surrender, learned II Additional and Sessions Judge (Special Court for PCR Act cases), Thirunelveli, is directed to consider the bail petition of the petitioner in connection with Crime No.75 of 2016, on merits and in accordance with law, after issuing notice to



the de-facto complainant/victim, under Section 15 (A) of the SC/ST Act.

2. With the above directions, this Criminal Original Petition is disposed of.

WEB COPY

Sd/-
Assistant Registrar (T&P)

/True Copy/

Sub Assistant Registrar

To

1. The II Additional and Sessions Judge
(Special Court for PCR Act cases),
Thirunelveli,
2. The Deputy Superintendent of Police,
Cheranmahadevi Taluk,
Thirunelveli District.
3. The Inspector of Police,
Cheranmahadevi Police Station,
Thirunelveli District.
(Crime No. 75 of 2016)
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO M/s.R.VINOTHBHARATHI, ADVOCATE IN SR No. 70722

TRP

TE/SKN-RSK/SAR-IV : 11/08/2017 : 2P/6C

CRL.O.P. (MD) No.10332 of 2017
07.08.2017