



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.02.2017

CORAM

THE HON'BLE MR.JUSTICE G.CHOCKALINGAM

Crl.O.P.(MD) No.1249 of 2017

WEB COPY

1.K.Adhimoolam
2.K.Subbukutty
3.K.Arumugam
4.I.Dinakaran
5.K.Muthupandi

: Petitioners/Accused

-vs-

1.The Deputy Superintendent of Police,
Cheranmahadevi,
Tirunelveli District.

2.The Inspector of Police,
Veeravanallur Police Station,
Tirunelveli District.

: Respondents/Complainants

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the II Additional District and Sessions Judge (PCR), Tirunelveli, to accept the surrender of the petitioners in Crime No.16 of 2017 on the file of the 2nd respondent/Inspector of Police, Veeravanallur Police Station, Tirunelveli and consider the bail application filed by the petitioners on the same day on merits and in accordance with law.

For Petitioners : Mr.H.Elango

For Respondents : Mrs.S.Prabha
Govt. Advocate (Crl.Side)

O R D E R

This petition has been filed, seeking to direct the II Additional District and Sessions Judge (PCR), Tirunelveli , to accept the surrender of the petitioners and consider the bail application on the same day, on merits, in connection with the case in Crime No.16 of 2017.

2.The learned counsel for the petitioners has submitted that the petitioners have been falsely implicated for the alleged offences under Sections 147, 294(b), 323, 506(ii) IPC and Section 3(1)(r), 3(1)(s), 3(2)(ua) of Scheduled Castes and Tribes (Prevention of Atrocities) Act 1989, in Crime No.16 of 2017 and that in view of the specific bar under Section 18 of the SC & S.T. (Prevention of Atrocities) Act, the petitioners cannot move any application for bail application and therefore, the petitioners have come forward with the present petition for the said prayer.



3. Heard Mrs.S.Prabha, the learned Government Advocate (Cr1.Side), who takes notice for the respondents.

4. Considering the submissions of both sides, this criminal original petition is disposed of with the following direction:-

The petitioners are directed to surrender before the learned the II Additional District and Sessions Judge (PCR), Tirunelveli, within fifteen days from today and if they filed any bail application in this crime number, direct the II Additional District and Sessions Judge (PCR), Tirunelveli, is directed to dispose of the application, after giving notice to the concerned Public Prosecutor, purely on merits and in accordance with law on the same day itself.

With this observation, this petition is disposed of accordingly.

Sd/-
Assistant Registrar()

/True Copy/

Sub Assistant Registrar

To:

1. The II Additional District Sessions Judge (PCR),
Tirunelveli.
2. The Deputy Superintendent of Police,
Cheranmahadevi,
Tirunelveli District.
3. The Inspector of Police,
Veeravanallur Police Station,
Tirunelveli District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.H.Elango, Advocate Sr.No. 6272

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