



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 09.02.2017

CORAM

THE HON'BLE MR.JUSTICE G.CHOCKALINGAM
CrI.O.P.(MD) No.1462 of 2017

WEB COPY

- 1.Mahendran
- 2.Malathi
- 3.Peramaiyan @ Peramanahtnan
- 4.Vaithiyanathan
- 5.Gowthaman
- 6.Harish @ Harishkumar
- 7.Karthick

: Petitioners/Accused

-vs-

- 1.The Deputy Superintendent of Police,
Pattukkottai,
Thanjavur District.

- 2.State rep. by Inspector of Police,
Pattukkottai Taluk Police Station,
Thanjavur District.

: Respondents/Complainants

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned I Additional District and Sessions Judge (PCR court), Thanjavur, to accept the surrender of the petitioners and consider their bail application on the same day on merits in relating to Crime No.18 of 2017, ated 17.01.2017 on the file of the respondent police.

For Petitioners : Mr.S.Deenadhayalan

For Respondents : Mr.C.Ramesh
Addl. Public Prosecutor

O R D E R

This petition has been filed, seeking to direct the learned I Additional District and Sessions Judge (PCR court), Thanjavur, to accept the surrender of the petitioners and to consider their bail application on the same day in connection with Crime No.18 of 2017 on the file of the respondents police.

2.The learned counsel for the petitioners has submitted that the petitioners have been falsely implicated for the alleged offences under Sections 147, 148, 294(b), 324, 307, 379 (NH) IPC r/w 3(1) of PPDL Act and Section 3(1)(r), 3(1)(s), 3(ii)(v)(a), 3(iii)(w) of Schedules Castes and scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015, in Crime No.18 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 anticipatory bail application and therefore, the petitioner has come forward with the present petition for the said prayer.

3.Heard Mr.C.Ramesh, the Additional Public Prosecutor, 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 I Additional District and Sessions Judge (PCR court), Thanjavur, within fifteen days from today and if they filed any bail application in this crime number, I Additional District and Sessions Judge (PCR court), Thanjavur, 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 I Additional District and Sessions Judge,
(PCR Court) Thanjavur.

2. The Deputy Superintendent of Police,
Pattukkottai,
Thanjavur District.

3. The Inspector of Police,
Pattukkottai Taluk Police Station,
Thanjavur District.

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

+1cc to Mr.S.DEENADHAYALAN Advocate in SR. No.7689

ER

JS/14.02.2017/2P-6C

CrI.O.P.(MD) No.11462 of 2017
09.02.2017