



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.02.2017

CORAM

WEB COPY

THE HON'BLE MR.JUSTICE G.CHOCKALINGAM

Crl.O.P. (MD) No.1709 of 2017

- 1.Pounraj
- 2.Jegadeesh
- 3.Vignesh
- 4.Chellamuthu
- 5.Padmanathan
- 6.Gunasekaran
- 7.Udayakumar
- 8.Chakravarthy
- 9.Jegadeeswaran
- 10.Silambarasan
- 11.Ramki
- 12.Jeyapaul
- 13.Ajith
- 14.Saravanan
- 15.Prabhu

: Petitioners/A2 to A16

-vs-

- 1.The State rep. by its
Deputy Superintendent of Police,
Melur, Madurai District.

- 2.Inspector of Police,
Keelavalavu Police Station,
Madurai District.

In Crime No.75 of 2017

: Respondents/Complainants

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned III Additional Sessions-cum-PCR Court, Madurai District (Special Court for SC/ST Act cases), to consider the bail application of the petitioners in Crime No.75 of 2017 on the file of the 2nd respondent on the same day of the surrender and dispose the same on its merits and in accordance with law.

For Petitioners : Mr.J.Vijayaraja

For Respondents : Mr.A.P.Balasubramani

**ORDER**

This petition has been filed, seeking to direct the III Additional Sessions-cum-PCR Court, Madurai District (Special Court for SC/ST Act cases), 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.75 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, 148, 294(b), 323, 324, 506(ii) IPC r/w 3(2)(va) of ST/ST (Prevention of Atrocities) Amendment of Ordinance 2014, in Crime No.75 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 petitioners have come forward with the present petition for the said prayer.

3.Heard Mr.A.P.Balasubramani, the learned Government Advocate (Crl.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 III Additional Sessions-cum-PCR Court, Madurai District (Special Court for SC/ST Act cases), within fifteen days from today and if they filed any bail application in this crime number, the III Additional Sessions-cum-PCR Court, Madurai District (Special Court for SC/ST Act cases), 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(RTI)

/True copy/

Sub Assistant Registrar

To:

- 1.The III Additional Sessions-cum-PCR Court, Madurai District
- 2.The Deputy Superintendent of Police, Melur, Madurai District.
- 3.Inspector of Police,

Keelavalavu Police Station, Madurai District.

- 4.The Additional Public Prosecutor,

Madurai Bench of Madras High Court, Madurai.

+1 cc to M/s.J.Vijayaraja, Advocate in SR.No.8580

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CSL/CM-MSA/SAR-II/21.02.2017 : 2P/6C

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