



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 17.02.2017

CORAM

THE HON'BLE MR.JUSTICE G.CHOCKALINGAM

Crl.O.P.(MD) No.1748 of 2017

WEB COPY

Singadurai : Petitioner/Accused No.2

-vs-

1.The Deputy Superintendent of Police,
Manamadurai,
Sivagangai.

2.The Inspector of Police,
Manamadurai P.S.

In Crime No.567 of 2016 : Respondents/Complainants

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to the learned Special Court for Exclusive Trial Cases under SC/ST (POA) Act 1989, Sivagangai, to accept the surrender of this petitioner and to pass order on the same day in their bail application on merits and pass such further or other orders.

For Petitioner : Mr.J.Williams Christopher

For Respondents : Mr.A.P.Balasubramani
Govt. Advocate (Crl.Side)

O R D E R

This petition has been filed, seeking to direct the learned Special Court for Exclusive Trial Cases under SC/ST (POA) Act 1989, Sivagangai, to consider the bail application of the petitioner on the same day of his surrender in connection with the case in Crime No.567 of 2016 on the file of the respondents police.

2.The learned counsel for the petitioner has submitted that the petitioner has been falsely implicated for the alleged offences under Sections 147, 148, 294(b), 153A, 307, 212 IPC r/w section 3(a) Explosive Substances Act, Section 3 of TNPPDL Act and sections 3(2)(va) of SC/ST (POA) Act, in Crime No.567 of 2016 and that in view of the specific bar under Section 18 of the SC & S.T. (Prevention of Atrocities) Act, the petitioner cannot move any anticipatory bail application. Therefore, the petitioner has come forward with the present petition for the said prayer.



3. Heard Mr.A.P.Balasubramani, 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 petitioner is directed to surrender before the learned Special Court for Exclusive Trial Cases under SC/ST (POA) Act 1989, Sivagangai, within fifteen days from today and if he filed any bail application in this crime number, the learned Special Court for Exclusive Trial Cases under SC/ST (POA) Act 1989, Sivagangai, 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 Special Judge for Exclusive Trial Cases under SC/ST (POA) Sivagangai.

2. The Deputy Superintendent of Police,
Manamadurai,
Sivagangai.

3. The Inspector of Police,
Manamadurai P.S.

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

+1cc to Mr.J.Williamchristopher, Advocate, SR.9456

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