



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED: 16.02.2017

CORAM

**THE HON'BLE MR.JUSTICE G.CHOCKALINGAM**

Crl.O.P.(MD) No.1756 of 2017

WEB COPY

1.Ashwinkumar  
2.Selvam

: Petitioners/A1 and A2

-vs-

1.The Deputy Superintendent of Police,  
Manamadurai,  
Sivagangai District.  
2.The Inspector of Police,  
Poovanthi Police Station,  
Sivagangai District.  
In Crime No.21 of 2017

: Respondents/Complainants

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the Principal District and Session Judge (PCR), Sivagangai, to consider the bail application on the petitioners to be filed in Crime No.21 of 2017 on the file of the respondent police and to accept his surrender on the same day on merit.

For Petitioners : Mr.T.Kalaiselvi

For Respondents : Mr.A.P.Balasubramani

Govt. Advocate (Crl.Side)

### O R D E R

This petition has been filed, seeking to direct the Principal District and Session Judge (PCR), Sivagangai, 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.21 of 2017.

2.The learned counsel for the petitioners has submitted that the petitioners have been falsely implicated for the alleged offences under Sections 294(b), 324, 506(ii) IPC r/w 3(1)(r)(s) of SC/ST Act 2015 (Prevention of Atrocities Act), in Crime No.21 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 Principal District and Session Judge (PCR), Sivagangai, within fifteen days from today and if they filed any bail application in this crime number, the Principal District and Session Judge (PCR), 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(RTI)

/TRUE COPY/

Sub Assistant Registrar

To:

- 1.The Principal District and Sessions Judge,  
(PCR Court), Sivagangai.
- 2.The Deputy Superintendent of Police,  
Manamadurai,  
Sivagangai District.
- 3.The Inspector of Police,  
Poovanthi Police Station,  
Sivagangai District.
- 4.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

+1 cc to Mr.T.Kalaiselvi, Advocate, SR.No:8704

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sva/cm/msa/22.02.2017/2p/6c

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