



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 01.03.2017

CORAM

THE HON'BLE MR. JUSTICE G. CHOCKALINGAM

Crl.O.P. (MD) No.2180 of 2017

WEB COPY

1.Kumarasamy

2.Velayee @ Velayee Ammal

: Petitioners/A2 and A3

-vs-

1.The State rep. by

The Deputy Superintendent of Police,
Thirumangalam,
Madurai District.

2.The Inspector of Police,
Koodakovil Police Station,
Madurai District.

(In Crime no.43/2017)

: Respondents/Complainants

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to the learned III Additional District and Sessions Judge (PCR Court), Madurai, to consider the bail application on the same day of their surrender, if any filed by the petitioners/A2 and A3 in Crime No.43 of 2017 registered by the 2nd respondent herein and pass such further or order orders.

For Petitioners : Mr.R.Gowrishankar

For Respondents : Mr.K.Anbarasan
Govt. Advocate (Crl.Side)

O R D E R

This petition has been filed, seeking to direct the learned III Additional District and Sessions Judge (PCR Court), Madurai, to consider the bail application of the petitioners on the same day of their surrender in connection with the case in Crime No.43 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 341, 294(b), 323, 324, 506(ii) IPC r/w Section 3(2)(va) of the Schedule Caste and Schedule Tribes (Prevention of Atrocities) Amendment Act 2015, in Crime No.43 of 2017 and that in view of the specific bar under Section 18 of the 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.K.Anbarasan, 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 learned III Additional District and Sessions Judge (PCR Court), Madurai, within fifteen days from today and if they filed any bail application in this crime number, the learned III Additional District and Sessions Judge (PCR Court), Madurai, 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.

5. With this observation, this petition is disposed of accordingly.

Sd/-

Assistant Registrar[RTI]

/True copy/

Sub Assistant Registrar

To:

1. The Deputy Superintendent of Police,
Thirumangalam,
Madurai District.

2. The Inspector of Police,
Koodakovil Police Station,
Madurai District.

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

+1cc to Mr.R.Gowrishankar, Advocate, SR.12130

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KK-JM-SAR1-03.03.2017-2p-5c