



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.01.2017

CORAM

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THE HON'BLE MR.JUSTICE G.CHOCKALINGAM

Cr1.O.P. (MD) No.23 of 2017

1.Gokul

2.Ponraj

: Petitioners/A1 and A5

-vs-

1.State rep. by

The Deputy Superintendent of Police,
Aravakuruchi Circle,
Karur District.

2.The Inspector of Police,

Velayuthampalayam Police Station,
Karur District.

Crime No.637/2016

: Respondents/Complainants

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned Principal District and Sessions Judge-cum-PCR Court, Karur to consider the petitioners bail application and dispose the bail application on the same day, if the petitioners surrender before the learned Principal District and Sessions Judge-cum-PCR Court, Karur, in Crime No.637 of 2016 on the file of the respondents.

For Petitioners : Mr.R.Mathiyalagan

For Respondents : Mr.K.Anbarasan
Govt. Advocate (Cr1.Side)

O R D E R

This petition has been filed, seeking to direct the learned Principal District and Sessions Judge-cum-PCR Court, Karur, to accept the surrender of the petitioners and consider their bail application on the same day on merits, in relating to Crime No.637 of 2016, on the file of the respondent polices.

2.The learned counsel for the petitioners has submitted that the petitioners have been falsely implicated for the alleged offences under Sections 147, 341, 294(b), 323, 506(i) IPC r/w 3(1)(1), 3(1)(3), 3(1)(w)(i), 3(2)(va) of SC & ST (POA) Amendment Act, 2015 and Section 4 of TNPHW Act, 2002, in Crime No.637 of



2016 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.

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3. Heard Mr.K.Anbarasan, 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 learned Principal District & Sessions Judge (PCR Court), Karur, within fifteen days from today and if they filed any bail application in this crime number, learned Principal District & Sessions Judge (PCR Court), Karur, 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

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To:

1 The Principal District and Sessions Judge, (PCR Court),
Karur.

2. The Deputy Superintendent of Police,
Aravakuruchi Circle,
Karur District.

3. The Inspector of Police, Velayuthampalayam Police Station,
Karur District.

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

+1CC to mr.R.Mathiyalagan, Advocate Sr.No.556

GJM/SS3/SAR-3-9.1.17-2p-6C

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