



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.03.2017

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.O.P.(MD)No.3692 of 2017

Srinivasan

: Petitioner

Vs.

The State rep. by the
Inspector of Police,
Pappanadu Police Station,
Thanjavur District.
(In Crime No.66 of 2017).

: Respondent

Prayer : Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure praying to direct the learned First Additional Sessions Judge -cum- Special Court (PCR Cases), Thanjavur, to consider the surrender and bail application filed by the petitioner in Crime No.66 of 2017 pending on the file of the respondent police on the same day and pass order.

For Petitioner : Mr.J.Sulthan Basha,
For M/s.Ajmal Associates
For Respondent : Mr.A.P.Balasubramani,
Government Advocate (Crl.side)

O R D E R

The learned counsel for the petitioner submits that the petitioner has come forward with this petition seeking for a direction to the learned First Additional Sessions Judge -cum- Special Court (PCR Cases), Thanjavur, to accept the surrender of the petitioner and consider the bail application on merits on the same day of his surrender, in Crime No.66 of 2017 pending on the file of the respondent police.

2. The learned counsel for the petitioner also submits that the petitioner has been implicated in this case for the alleged offences under Sections 294(b), 353, 355, 506(i) of the Indian Penal Code r/w 4 of Tamil Nadu Prohibition of Women Harassment Act and Section 3(1)(r)(s) and 3(2)(Va) of SC/ST Act, and that in view of the specific bar under Section 18 of the said Act, the petitioner is not move any anticipatory bail application and therefore, the petitioner has come forward with the said prayer.



3. The learned Government Advocate (Criminal side) takes notice for the respondent.

4. Considering the submissions of both sides and also considering the nature of the prayer in this case, in view of the specific bar under Section 18 of the S.C. & S.T. (Prevention of Atrocities) Act that the petitioner cannot move any anticipatory bail, the petitioner is directed to surrender before the learned First Additional Sessions Judge -cum- Special Court (PCR Cases), Thanjavur, in respect of Crime No.66 of 2017 on the file of the respondent police, within two weeks from the date of receipt of a copy of this order and on the petitioner's surrender and filing bail application in Crime No.66 of 2017, the learned First Additional Sessions Judge -cum- Special Court (PCR Cases), Thanjavur, in turn, is directed to accept his surrender and consider his bail application on merits and in accordance with law on the same day.

5. With the above direction, this petition is disposed of.
Sd/-
Assistant Registrar (T&P)

/True Copy/

Sub Assistant Registrar

To

1. The First Additional Sessions Judge -cum-
Special Court (PCR Cases),
Thanjavur.

2. The Inspector of Police,
Pappanadu Police Station,
Thanjavur District.

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

+1CC to M/S.Ajmal Associates, Advocate, SR.No. 18256

Order made in
Cr1.O.P. (MD) No.3692 of 2017
Dated: 28.03.2017

SML

AM/SKN RSK/SAR-3/04.04.2017/2P/5C