



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 17.05.2017
CORAM:

THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

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Crl.O.P.(MD)No.5900 of 2017

1.Manivel
2.Raji @ Radha Krishnan
3.Suresh @ Balaji
4.Dinesh @ Nandu @ Elavarasan : Petitioners/Accused 1 to 4

Vs.

The State rep. By

1.The Deputy Superintendent of Police,
Kumbakkonam,
Thanjavur District.

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

(Crime No.403 of 2016) : Respondents/Complainant

Prayer : Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure praying to direct the learned I-Additional District Judge cum P.C.R Court, Thanjavur to accept the surrender of the petitioners and consider the bail applications on the date of surrender in connection with Crime No.403 of 2016 on the file of the respondent police.

For Petitioners : Mr.B.Jameel Arasu
For Respondents : Mr.A.P.Balasubramani,
Government Advocate (Crl.side)

O R D E R

The learned counsel for the petitioners submits that the petitioners have come forward with this petition seeking for a direction to the learned I-Additional District Judge cum P.C.R Court, Thanjavur to accept the surrender of the petitioners and consider the bail applications on the date of surrender in connection with Crime No.403 of 2016 on the file of the respondent police.

2. The learned counsel for the petitioners also submits that the petitioners have been implicated in this case for the alleged offences under Sections 341, 294(b) and 506(i) IPC r/w 3(2)(va) SC/ST (Prevention of Atrocities) Act, 1989 and Amendment Ordinance Act, 2014 and that in view of the specific bar under Section 18 of the said Act, the petitioners



cannot move any anticipatory bail application and therefore, the petitioners have come forward with the said prayer.

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

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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 petitioners cannot move any anticipatory bail, the petitioners are directed to surrender before the I-Additional District Judge cum P.C.R Court, Thanjavur, in respect of Crime No.403 of 2016 on the file of the respondent police, within two weeks from the date of receipt of a copy of this order and on the petitioners' surrender and filing bail application in Crime No.403 of 2016, the learned I-Additional District Judge cum P.C.R Court, Thanjavur, in turn, is directed to accept their surrender and consider their bail application on merits and in accordance with law on the same day.

5. With the above direction, this petition is disposed of.

Sd/-
Vacation Officer/
Assistant Registrar

/True Copy/

Sub-Assistant Registrar

To

1.The I-Additional District Judge cum P.C.R Judge, Thanjavur.

2.The Deputy Superintendent of Police,
Kumbakkonam, Thanjavur District.

3.The Inspector of Police,
Thiruvaiyaru Police Station, Thanjavur District.

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

+One cc to Mr.B.Jameel Arasu, Advocate, SR.No.56833

ps/gk

RL/6C/2P/RSK/SAR3/19.5.2017

Order made in
Cr1.O.P.(MD)No.5900 of 2017