

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 17.05.2017

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN**Cr1.O.P. (MD)No.6105 of 2017**

1.Prakash
2.Deepa
3.Santhi

:Petitioners/Accused Nos.1,3 and 4

Vs.

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

2. The State represented by its
The Inspector of Police,
Kadupatty Police Station,
Madurai District.

(Crime No.161 of 2017)

: Respondents/Complainant

Prayer: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure praying to direct the learned III Additional Sessions Judge for PCR cases, Madurai to accept the surrender of the petitioners and to consider their bail application on the same day in accordance with law of their surrender in connection with Crime No.161 of 2017 on the file of the Inspector of Police, Kadupatty Police Station, Madurai District.

For Petitioners

: Mr.S.Alagusundar

For Respondents

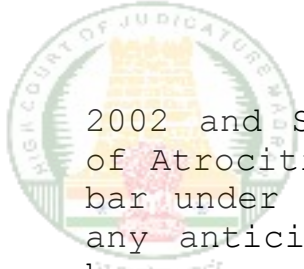
: Mr.A.P.Balasubramani,

Government Advocate (Cr1.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 III Additional Sessions Judge for PCR Cases, Madurai, to accept the surrender of the petitioners and consider their bail application on the same day in connection with Crime No.161 of 2017 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 147, 447, 427, 294(b), 323, 506(ii) I.P.C. and Section 4 of Tamilnadu Prohibition of Harassment of Women Act,



2002 and Section 3(1)(r), 3(1)(s), 3(2)(va) of SC/ST (Prevention of Atrocities) Amendment Act 2015 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.

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 learned III Additional Sessions Judge for PCR Cases, Madurai, in respect of Crime No.161 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 petitioners' surrender and filing bail application in Crime No.161 of 2017, the learned III Additional Sessions Judge for PCR Cases, Madurai, 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/-
Assistant Registrar()

/True Copy/

Sub Assistant Registrar

To

1. The III Additional Sessions Judge for PCR Cases, Madurai.
 2. The Deputy Superintendent of Police, Samayanallur, Madurai District.
 3. The Inspector of Police, Kadupatty Police Station, Madurai District.
 4. The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.
- +1cc to M/S. S.ALAGUSUNDAR, Advocate, SR.No.56878.

Order made in
Crl.O.P. (MD) No.6105 of 2017
Dated: 17.05.2017