



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.02.2018

CORAM

WEB COPY

THE HON'BLE MR.JUSTICE P.RAJAMANICKAM

Crl.O.P.(MD) No.1717 of 2018

Udayakumar

... Petitioner/ Accused No.3

-Vs-

1. The Deputy Superintendent of Police,
Keelakarai,
Ramanathapuram District.

... Respondent/ Complainant

2. The Inspector of Police,
Uthirakosamangai Police Station,
Ramanathapuram District.
(In Cr.No.68 of 2017)

3.Arasanrai

... Respondents/ Complainants

Prayer: Criminal Original petition filed under Section 482 of Code of Criminal Procedure, to direct the learned District and Sessions Court (Special Court for Scheduled Castes and Scheduled Tribes) (Prevention of Atrocities) Act, 1989, Ramanathapuram, to accept the surrender of the petitioner/second accused and consider the petitioner's bail application and grant bail on the date of surrender itself in Cr.No.68 of 2017 on the file of the respondent on the same day.

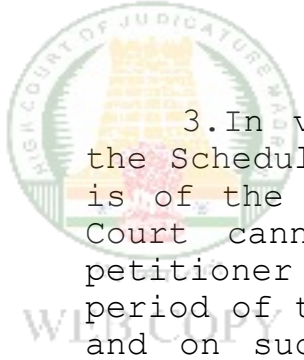
For Petitioner
For R1 & R2

: Mr.G.Mohankumar
: Mr.Prabu Ramachandran
Government Advocate(Crl.side)

O R D E R

This petition has been filed by the petitioner to direct the learned District and Sessions Court (Special Court for Scheduled Castes and Scheduled Tribes) (Prevention of Atrocities) Act, 1989, Ramanathapuram, to consider the petitioner's bail application on the date of surrender itself before the Court in respect of Cr.No.68 of 2017 on the file of the respondent police.

2.Heard, the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.side) appearing for the State.



3. In view of the amendments made in the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, this Court is of the view that the usual directions that were issued by this Court cannot be issued routinely in all cases. Therefore, the petitioner is directed to surrender before the trial Court within a period of two weeks from the date of receipt of a copy of this order and on such surrender, the learned District and Sessions Court (Special Court for Scheduled Castes and Scheduled Tribes) (Prevention of Atrocities) Act, 1989, Ramanathapuram, is directed to consider the bail petition filed by the petitioner in connection with Crime No.68 of 2017, on merits and in accordance with law, after issuing notice to the victims under Section 15 (A) of the SC/ST Act.

4. With the above direction, this Criminal Original Petition is disposed of.

Sd/-
Assistant Registrar (T&P)

/True Copy/

Sub Assistant Registrar

To

1. The learned District and Sessions Judge,
(Special Court for Scheduled Castes and Scheduled Tribes)
(Prevention of Atrocities) Act, 1989,
Ramanathapuram.
2. The Deputy Superintendent of Police,
Keelakarai,
Ramanathapuram District.
3. The Inspector of Police,
Uthirakosamangai Police Station,
Ramanathapuram District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to M/s.G.MOHANKUMAR, Advocate in SR. No.46362

rmk

MK/JC/SAR-1/15.02.2018/2P/6C

Cr1.O.P. (MD) No.1717 of 2018
05.02.2018