



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.02.2018

CORAM:

THE HONOURABLE MR.JUSTICE P.RAJAMANICKAM

CRL.O.P.(MD)No.2309 of 2018

WEB COPY

1.Lakshmi
2.Poovaru
3.Kalyani
3.Krishnan

... Petitioners/Accused Nos.1 to 4

-Vs-

State represented by

1.The Deputy Superintendent of Police,
Srivaikundum Sub Division,
Thoothukudi District.

2.The Sub Inspector of Police,
Kurumbur Police Station,
Thoothukudi District.
(Crime No.11 of 2018)

... Respondents /Complainants

3.Linga Sadachi

... Respondent/De-facto
Complainant

PRAYER: Criminal Original petition is filed under Section 482 of Criminal Procedure Code, praying to direct the Special Judge for SC/ST (Prevention of Atrocities) Act, Additional District Judge No.II, Tirunelveli to consider the bail application of the petitioners on the same day of their surrender in Crime No.11 of 2018 on the file of the respondent police.

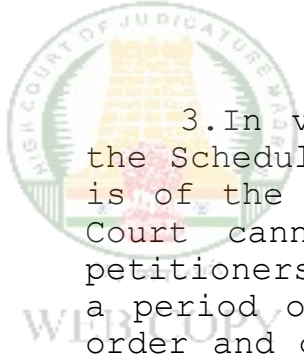
For Petitioners
For R-1 & R-2

: Mr.S.Mandhira Lingeshwaran
: Mr.Prabu Ramachandran,
Government Advocate (Crl.Side)

O R D E R

This Criminal Original Petition has been filed by the petitioners to direct the learned Additional District Judge No.II, Tirunelveli to accept the surrender of the petitioners and to consider their bail application on the same day in connection with Crime No.11 of 2018, on the file of the second respondent police.

2.Heard Mr.S.Mandhira Lingeshwaran, the learned counsel appearing for the petitioners and Mr.Prabu Ramachandran, the learned Government Advocate (Crl.Side) appearing for the first and second respondents.



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 petitioners are 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 Additional District Judge No. II, Tirunelveli, is directed to consider the bail petition filed by the petitioners in connection with Crime No. 11 of 2018, on merits and in accordance with law, after issuing notice to the de-facto complainant under Section 15 (A) of the SC/ST Act.

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

Sd/-
Assistant Registrar (C.O)

/True Copy/

Sub-Assistant Registrar

To

1. The Additional District Judge No. II, Tirunelveli.

2. The Deputy Superintendent of Police,
Srivaikundum Sub Division,
Thoothukudi District.

3. The Sub Inspector of Police,
Kurumbur Police Station,
Thoothukudi District.

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

Das
RL/5C/2P/SV/MMS/SAR2/28/2/2018

CRL.O.P. (MD) No. 2309 of 2018