



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.02.2018

CORAM:

THE HONOURABLE MR.JUSTICE P.RAJAMANICKAM

CRL.O.P.(MD)No.2502 of 2018

WEB COPY

Kuppusamy

... Petitioner/Accused No.2

-Vs-

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

2.The Inspector of Police,
Uthirakosamangai Police Station,
Ramanathapuram District.
(Crime No.68 of 2018)

... Respondents 1 & 2 /Complainants

3.Arasanrai

... 3rd Respondent/De-facto Complainant

PRAYER: Criminal Original petition is filed under Section 482 of Criminal Procedure Code, praying to direct the learned District and Sessions Court (Special Court of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, Ramanathapuram, to accept the surrender of the petitioner/2nd accused and consider the petitioner's bail application and grant bail on the date of surrender itself in Crime No.68 of 2017 on the file of the respondent on the same day.

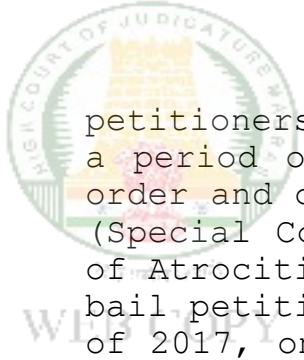
For Petitioners : Mr.G.Mohankumar
For R-1 & R-2 : Mr.Prabu Ramachandran,
Government Advocate (Crl.Side)

O R D E R

This Criminal Original Petition has been filed by the petitioners to direct the learned District and Sessions Court (Special Court of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, Ramanathapuram, to accept the surrender of the petitioners and to consider their bail application on the same day in connection with Crime No.68 of 2017, on the file of the second respondent police.

2.Heard, Mr.G.Mohankumar, 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 District and Sessions Court (Special Court of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, Ramanathpuram, 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 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 (CS-I)

/True Copy/

Sub Assistant Registrar

To

1. The District and Sessions Court, Ramanathpuram.
(Special Court of Scheduled Castes and Scheduled Tribes
(Prevention of Atrocities) Act, 1989)
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 SR.No. 49595

C.R.L.O.P. (MD) No. 2502 of 2018
16.02.2018

das
JM/GT/SAR 2/07.03.2018/2P/6C