



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.02.2018

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE P.RAJAMANICKAM

CRL.O.P. (MD) No.2697 of 2018

1.Siva @ Paramasivam
2.Kuppusamy
3.Suresh

... Petitioners/Accused

-Vs-

1. The Deputy Superintendent of Police,
Periyakulam Division,
Theni District.

2. The Inspector of Police,
Jayamangalam Police Station,
Theni District.

... Respondents 1&2/Complainant

3. Raja

... 3rd Respondent/Defacto
Complainant

PRAYER: Criminal Original petition is filed under Section 482 of Criminal Procedure Code, to direct the learned Principal District and Sessions Judge (PCR Court), Theni to accept the surrender of the petitioners in Crime No.29 of 2018, on the file of the 2nd respondent Police and to consider their bail application on the same day.

For Petitioners : Mr.A.K.Manickam
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 Principal District and Sessions Judge (PCR Court), Theni, to accept the surrender of the petitioners in Crime No.29 of 2018, on the file of the second respondent and to consider their bail application on the same day.

2.Heard Mr.A.K.Manickam, 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 Principal District and Sessions Judge (PCR Court), Theni, is directed to consider the bail petition filed by the petitioners in connection with Crime No.29 of 2018, on merits and in accordance with law, after issuing notice to the defacto 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 Deputy Superintendent of Police,
Periyakulam Division,
Theni District.
2. The Inspector of Police,
Jayamangalam Police Station,
Theni District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Copy to:

The Principal District and Sessions Judge (PCR Court),
Theni.

+ 1 CC TO Mr.A.K.MANICKAM, ADVOCATE IN SR No. 50672

IA

TE/SKN-RSK/SAR-4 : 05/03/2018 : 2P/6C

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