



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.03.2018

CORAM

WEB COPY

THE HON'BLE MR.JUSTICE P.RAJAMANICKAM

Cr1.O.P.(MD) No.3938 of 2018

M.Seenu @ Seenivasan

... Petitioner/ Accused No.3

-Vs-

1.Additional Superintendent of Police,

Thoothukudi Town,

Thoothukudi.

Thoothukudi District.

2.State rep by

The Inspector of Police,

Thoothukudi South Police Station,

Thoothukudi District.

(Cr.No.735 of 2017)

... Respondents/ Complainant

3.Senthil Kumar

... Respondent/ Defacto complainant

Prayer: Criminal Original petition filed under Section 482 of Code of Criminal Procedure, to direct the II Additional District Court/Special Court (PCR Court Wing) Tirunelveli to accept the surrender of the petitioner and consider the bail application of the petitioner on the same day on merits in the event of his surrender in connection with Cr.No.735 of 2017 on the file of the respondent police.

For Petitioner : Mr.C.R.Ponnuthai

For R1 & R2 : Mr.Prabu Ramachandran
Government Advocate (Cr1.side)

O R D E R

This petition has been filed by the petitioner to direct the the II Additional District Court/Special Court (PCR Court Wing) Tirunelveli to accept the surrender of the petitioner and consider the bail application of the petitioner on the same day on merits in the event of his surrender in connection with Cr.No.735 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 II Additional District Court/Special Court (PCR Court Wing) Tirunelveli, is directed to consider the bail petition filed by the petitioner in connection with Crime No.735 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 (ADII)

/True Copy/

Sub-Assistant Registrar

To

1. The II Additional District Court/
Special Court (PCR Court Wing) Tirunelveli.

2. The Additional Superintendent of Police,
Thoothukudi Town,
Thoothukudi.
Thoothukudi District.

3. The Inspector of Police,
Thoothukudi South Police Station,
Thoothukudi District.

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

+One cc to M/s.C.R.Ponnuthai, Advocate, SR.No.55802

rmk

RL/6C/2P/SV/MMS/SAR1/3/4/2018