



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.01.2018

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE P.RAJAMANICKAM

CRL.O.P. (MD)No.983 of 2018

Karthikeyan

... Petitioner/Sole Accused

-Vs-

1. The Deputy Superintendant of Police,
Rajapalayam,
Virudhunagar District.

2. State represented by
The Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar District.
(Crime No.922 of 2017)

... Respondents /Complainants

3.Muthaiah

... 3rd Respondent/Defacto
Complainant

PRAYER: Criminal Original petition is filed under Section 482 of Criminal Procedure Code, to direct the learned District and Sessions Judge, (PCR Court), Virudhunagar at Srivilliputhur to consider the bail application of the petitioner/accused to be filed in Cr.No.922 of 2017, on the file of the respondent police and to accept their surrender on the same day on merits.

For Petitioner : Mr.R.Niresh Kumar

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 petitioner to direct the learned District and Sessions Judge, (PCR Court), Virudhunagar at Srivilliputhur to consider the bail application of the petitioner/accused to be filed in Cr.No.922 of 2017, on the file of the respondent police and to accept their surrender on the same day.

2.Heard Mr.R.Niresh Kumar, the learned counsel appearing for the petitioner and Mr.Prabu Ramachandran, the learned Government Advocate (Crl.Side) appearing for the first and second respondent.



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 Judge, (PCR Court), Virudhunagar at Srivilliputhur, is directed to consider the bail petition filed by the petitioner in connection with Crime No.922 of 2017, 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 (CO)

/True Copy/

Sub Assistant Registrar

To

1. The District and Sessions Judge, (PCR Court),
Virudhunagar at Srivilliputhur.
2. The Deputy Superintendant of Police,
Rajapalayam,
Virudhunagar District.
3. The Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+ 1 CC TO Mr.R.NIRESHKUMAR, ADVOCATE IN SR No. 43465
SSS
TE/SKN-RSK/SAR-4 : 01/02/2018 : 2P/6C

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