



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.12.2018

CORAM:

THE HONOURABLE MR. JUSTICE A.D. JAGADISH CHANDIRA

Cr1.O.P.(MD).No.21989 of 2018

Ajith @ Ajithkumar

.. Petitioner/Sole Accused

Vs.

1.The Deputy Superintendent of Police,
Melur, Madurai District.

2.The Inspector of Police,
All Women Police Station,
Melur, Madurai District.
(Crime No.22 of 2018)

.. Respondents / Complainants

3.Priya

..3rdRespondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of the Cr.P.C., directing the III Additional Sessions Judge (PCR Court), Madurai to consider the petitioner's bail application in Crime No.22 of 2018 on the file of the second respondent police, on the same day of his surrender.

For Petitioner

: Mr.C.Suresh Kannan

For R-1 and R-2

: Mr.A. Robinson,
Government Advocate (Cr1. Side)

ORDER

This petition has been filed seeking to direct the learned III Additional Sessions Judge (PCR Court), Madurai, to consider the petitioner bail application in Crime No.22 of 2018 on the file of the second respondent police on the same day of his surrender.

2.The learned Government Advocate (criminal side) express his serious objection stating that the offences are involved under Sections 417 and Section 3(2) (va) of Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989. He would further submit that the victim is also pregnant by six months.



3. In view of the above, the learned III Additional Sessions Judge (PCR Court), Madurai shall take into consideration all these aspects and the merits of the case and pass orders on merits and in accordance with law. This order does not be that there should be a positive order.

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4. In due compliance of Section 15-A of the SC/ST Act, the petitioner shall serve advance notice of surrender and bail two clear days before the intended date of surrender enclosing additional copies on the Special Public Prosecutor of the concerned Court and the Special Public Prosecutor shall intimate it to the defacto complainant through the respondent police.

5. With this observation, this Criminal Original Petition stands closed.

Sd/

Assistant Registrar (CS-I)

/True Copy/

Sub Assistant Registrar (CS-I)

To

1. The III Additional Sessions Judge (PCR Court),
Madurai .
2. The Deputy Superintendent of Police,
Melur, Madurai District.
3. The Inspector of Police,
All Women Police Station,
Melur, Madurai District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 cc to Mr.C.Suresh Kannan, Advocate, SR.No.100248

Ls

SS/SKN/SAR 1/28.12.2018/2P/6C