



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.08.2018

CORAM:

THE HONOURABLE DR. JUSTICE G. JAYACHANDRAN

Cr1.A(MD)No.361 of 2018

WEB COPY

1. Ayyarsamy, 26 Yrs,
S/o. Muthaiah,
East Street,
Maravapatti,
Aundipatti Taluk,
Theni District.

2. Jeyaganthan, 26 Yrs,
S/o. Manikandan,
Railway Pittar Road Nathaji Nagar,
Aundipatti,
Theni District.

(The above description is given in the FIR
with incorrect father's name and address)

The correct father's name and address are
S/o. A.T. Raja,
5th ward, Kumarapuram,
Aundipatti Town,
Theni District.

3. Aathi, 26 Yrs,
S/o. Raja,
Kumarapuram,
Aundipatti Town,
Theni District.

(The above description is given in the FIR
with incorrect father's name and address)

The correct father's name and address are
S/o. Manikandan,
Nethaji Nagar 4th Street,
Railway Feeder Road,
Aundipatti Town,
Theni District.

4. Pasumpon, 28 Yrs,
S/o. Velu,
Kannan Kovil Street,
Thadiseari.

(now residing at Madurai Road Near
State Bank of India Aundipatti,
Theni District)



Vs.

1. State through

The Deputy Superintendent of Police,
Aundipatti Sub Division,
Rajadhani P.S.

[Crime No.284 of 2018]

: First

Respondent/Investigating Officer

2. The Inspector of Police,
Rajadhani P.S.

[Crime No.284 of 2018]

: Second Respondent/Complainant

3. Ananthakannan

: Third Respondent/De facto complainant

PRAYER: Criminal Appeal is filed under Section 14(A) of Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 as amended by Amendment Act, 2015, praying to call for the records relating to the order dated 03.08.2018 passed in CrI.M.P.No.2131 of 2018 by the Principal Sessions Court, Theni and set aside the same by granting bail to the appellants pending investigation in Crime No.284 of 2018 on the file of the second respondent.

For Appellants

: Mr.D.Malaichamy

For Respondents 1 and 2

: Mr.K.K.Ramakrishnan,

Additional Public Prosecutor.

For Respondent No.3

: No appearance

JUDGMENT

This Criminal Appeal is filed praying to set aside the order dated 03.08.2018 passed in CrI.M.P.No.2131 of 2018 on the file of the Principal Sessions Court, Theni.

2. Heard the learned counsel for the appellants and the learned Additional Public Prosecutor for the respondents 1 and 2. The *de facto* complainant was informed about the bail petition through notice dated 10.08.2018, but no representation for the *de facto* complainant.

3. The allegation against the appellants is that on 28.07.2018, due to previous enmity, they attacked the *de facto* complainant, Ananthakannan causing injury near the left eye brow. Since the injured person belongs to schedule caste community, an offence under the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 is also attracted along with other penal provisions under Sections 294(b), 323, 324 and 506(i) IPC.



3. The Inspector of Police,
Rajadhani P.S.

4. The Superintendent of Sub Jail,
Priyakulam,
Theni District.

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

6. The Inspector Of police,
Anna Nagar Police Station,
Madurai 20

+1cc to Mr.D.Malaichamy, Advocate SR.No.78356
Smn
MK/SKN/SAR 1/16.08.2018/4P/8C

JUDGMENT MADE IN
Cr1.A(MD)No.361 of 2018
13.08.2018