



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :25.06.2019

CORAM

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THE HONOURABLE MRS. JUSTICE T.KRISHNAVALLI

Cr1. A.(MD)No.237 of 2019

O.Elongovan ... Appellant/Petitioner/Accused

Vs.

1.The Deputy Superintendent of Police,
Karur Town, Karur District.

2.The State rep. by
The Inspector of Police,
All Women Police Station,
Karur.

(In Crime No.1 of 2019) ...1 & 2 Respondents/Complainants/
Complainants

3.Deepa ...3rd Respondent/Defacto Complainant/
Defacto Complainant

Prayer : This appeal is filed under Section 14-A(2) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, amendment Act 2015, to set aside the order dated 27.05.2019 made in Cr.M.P.No.28 of 2019 on the file of the Vacation Sessions Judge, Karur and enlarge the petitioner on bail in connection with the case in Crime No.1 of 2019 on the file of the 2nd respondent police.

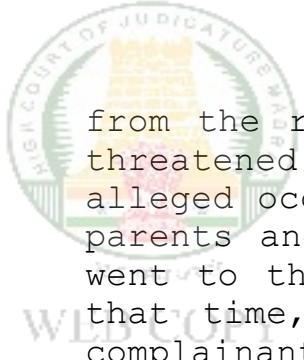
For Appellant : Mr.Veerakathiravan, Senior Counsel
for Mr.R.Meenakshi Sundaram

For R-1 & R-2 : Mr.R.Anandha Raj
Additional Public Prosecutor

For R3 : Mr.R.Alagumani

J U D G M E N T

This Criminal Appeal has been filed to set aside the order dated 27.05.2019 made in Cr.M.P.No.28 of 2019 on the file of the the Vacation Sessions Judge, Karur and enlarge the petitioner on bail in connection with the case in Crime No.1 of 2019 on the file of the 2nd respondent police .



from the room and thereafter, he called through mobile phone and threatened her to meet him and asked about her dressing and the alleged occurrence was informed by the de-facto complainant to her parents and on 25.03.2019, the father of the de-facto complainant went to the college for giving complaint to the Principal and at that time, the appellant threatened the father of the de-facto complainant to receive the transfer certificate of the daughter from the college and subsequently, the classmates of the de-facto complainant told the atrocity done by the appellant and prays for dismissal of the criminal appeal.

7. Heard the learned counsel appearing on either side and perused the materials available on record.

8. It is seen from the records that the de-facto complainant has lodged a complaint on 26.03.2019 stating that she and her college friends were sexually harassed and outrage their modesty by the appellant, at the room situated at the college premises and also threatened with dire consequences.

9. It is also seen from the records that the occurrence was informed by the de-facto complainant to her parents and on 25.03.2019, the father of the de-facto complainant went to the college for giving complaint to the Principal and at that time, the appellant threatened the father of the de-facto complainant and restrained his daughter to receive the transfer certificate from the college and subsequently, the classmates of the de-facto complainant also told the atrocity done by the appellant and in this case, the investigation is pending. The offence is grave in nature and the case is premature. Hence, at this stage, this court is not inclined to grant the relief as sought for by the appellant.

10. In the result, the Criminal Appeal is dismissed with liberty to the petitioner to file a statutory bail application before the trial Court.

Sd/-

Assistant Registrar (AE)

// True Copy //

Sub Assistant Registrar (CS)

To

1. The Vacation Sessions Judge, Karur.

2. The Deputy Superintendent of Police,
Karur Town, Karur District.



3.The Inspector of Police,
All Women Police Station,
Karur.

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

+1CC TO MR.R.MEENAKSHI SUNDARAM, ADVOCATE, SR.71190

Crl. A. (MD) No.237 of 2019

25.06.2019

KK(25.06.2019) 4P 6C