



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **30.04.2019**

CORAM:

THE HONOURABLE MR.JUSTICE. N.SESHASAYEE

Crl.O.P.[MD].No.6595 of 2019

WEB COPY

Vijayan @ Antony Vijayaraj : Petitioner/1st Accused

Vs.

1.The Deputy Superintendent of Police,
Tenkasi Division, Tirunelveli District.

2.The Inspector of Police,
Ayikudi Police Station, Tirunelveli District.
(Crime No.64 of 2019) : Respondents/Complainants

3.Esakkidurai : 3rd Respondent/Defacto Complainant

4.Muthu : 4th Respondent/Ingured

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C., to direct the learned II Additional District & Sessions Judge (Special Court for PCR Cases), Tirunelveli, to consider his bail application on the same day of his surrender in respect of in Crime No.64 of 2019 on the file of the 2nd respondent, pending investigation.

For Petitioner : Mr.D.Venkatesh

For R-1 and R-2 : Mr.V.Neelakandan

Additional Public Prosecutor

ORDER

This petition has been filed to direct the learned II Additional District & Sessions Judge (Special Court for PCR Cases), Tirunelveli, to consider his bail application on the same day of his surrender in respect of in Crime No.64 of 2019 on the file of the 2nd respondent, pending investigation.

2.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 ten days from the date of receipt of a copy of this order and on such surrender, the II Additional District & Sessions Judge (Special Court for PCR Cases), Tirunelveli, shall deal with the matter on the same day on merits and in accordance with law, after issuing notice to the victims under Section 15-A of the SC/ST Act.



3.This Criminal Original Petition is disposed of with the above directions. However, the petitioner is directed to take private notice to the victims intimating the date of his surrender.

Sd/-

Assistant Registrar (CS-III)

/ True Copy /

Sub Assistant Registrar (CS)

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To

- 1.The II Additional District & Sessions Judge
(Special Court for PCR Cases), Tirunelveli.
- 2.The Deputy Superintendent of Police,
Tenkasi Division, Tirunelveli District.
- 3.The Inspector of Police,
Ayikudi Police Station, Tirunelveli District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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ES/08.05.2019/2P/5C