



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 11.06.2019

CORAM

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

CRL.O.P. (MD) .No.8006 of 2019

WEB COPY

Prabu @ Prabakaran

: Petitioner / Accused 4

Vs.

1.State represenated by
The Deputy Superintendant of Police,
Usilampatti Sub Division, Madurai District.

2.The Inspector of Police,
Usilampatti Taluk Police Station,
Madurai District.
(Crime No.204 of 2018) : Respondents/Complainants

3.Mathivanan :3rd Respondent/Defacto Complainant

PRAYER: Petition is filed under Section 482 of Criminal Procedure Code to direct the learned III Additional District Judge, Madurai cum P.C.R. Court, Madurai to consider the petitioner bail application and dispose the bail application on the same day, if the petitioner surrender before the learned III Additional District Judge, Madurai cum P.C.R. Court, Madurai in Crime No.204 of 2018, on the file of the respondents.

For Petitioner : Mr.T.Jeyakumar

For Respondents 1 & 2 : Mr.K.K.Ramakrishnan
Additional Public Prosecutor

ORDER

The petitioner seeks for a direction to the learned III Additional District Judge, Madurai cum P.C.R. Court, Madurai, to accept the surrender of the petitioner and to consider the bail application to be filed by the petitioner on the same day in Crime No.204 of 2018, on the file of the respondent police.

2. The petitioner is the fourth accused for the offences punishable under Sections 147, 294(b), 323, 506(i) of I.P.C r/w Section 3 (2) (va) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015, in Crime No.204 of 2018, pending on the file of the respondent police and apprehending arrest, he has filed the present petition.



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

4. Considering the nature of offences alleged against the petitioner and also considering the fact that anticipatory bail cannot be granted in respect of offences punishable under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015, this Court feels it appropriate to direct the petitioner to surrender before the learned III Additional District Judge, Madurai cum P.C.R. Court, Madurai, within a period of two weeks from the date of receipt of a copy of this order and file a bail application and on filing such bail application, the learned Judge is directed to consider the bail application of the petitioner on merits and pass appropriate orders on the same day of his surrender.

5. The Criminal Original Petition is ordered accordingly.

Sd/-

Assistant Registrar (CO)

/ True Copy /

Sub Assistant Registrar(CS-)

Tsg

To

1.The III Additional District Judge, Madurai cum
P.C.R. Court, Madurai.

2.The Deputy Superintendant of Police,
Usilampatti Sub Division, Madurai District.

3.The Inspector of Police,
Usilampatti Taluk Police Station,
Madurai District.

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

+1 CC to M/s.T.JEYAKUMAR, Advocate (SR-68053[F] dated 11/06/2019)

Order made in
CRL.O.P. (MD) .No.8006 of 2019

Dated:
11.06.2019