



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.07.2019

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

CRL.O.P.(MD).No.9203 of 2019

1.Siva

2.Marish

: Petitioners/Accused Nos.1& 2

Vs.

1.

1.The Deputy Superintendent of Police,
Uthamapalayam, Theni District.2.The Inspector of Police,
Rayappanpatti Police Station.
(Crime No.159 of 2019)

3.Muniyandi

: Respondents/Complainant

PRAYER: Petition is filed under Section 482 of Criminal Procedure Code to direct the learned District and Sessions Judge, Theni, to consider the bail application to be filed by the petitioners on the same day in Crime No.159 of 2019, on the file of the second respondent.

For Petitioner : Mr.AK.Azagarsami

For Respondents 1 & 2 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl, side)

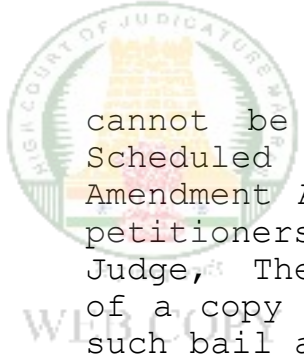
ORDER

The petitioners seek for a direction to the learned District and Sessions Judge, Theni, to consider the bail application to be filed by the petitioners on the same day in Crime No.159 of 2019, on the file of the second respondent.

2. The petitioners are the accused for the offences punishable under Sections 294 (b), 336, 352 and 427 of the Indian Penal Code r/w Sections 3 (1) (r) and 3(1) (s) of SC / ST (Prevention of Atrocities) Amendment Act, 2015, in Crime No.159 of 2019, pending on the file of the second respondent police and apprehending arrest, they have 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 petitioners 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 petitioners to surrender before the learned District and Sessions Judge, Theni, 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 petitioners on merits and pass appropriate orders on the same day of their surrender. The petitioners are directed to comply with the provisions under Section 15-A(5) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.

5. The Criminal Original Petition is ordered accordingly.

Sd/-

Assistant Registrar (C.O)

// True Copy //

Sub Assistant Registrar(CS)

To

1.The District and Sessions Judge, Theni.

2.The Deputy Superintendent of Police,
Uthamapalayam, Theni District.

3.The Inspector of Police,
Rayappanpatti Police Station.

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

+1 CC to M/s.AK.AZAGARSAMI, Advocate SR-72773.

Order made in

CRL.O.P. (MD) .No.9203 of 2019

Dated:

01.07.2019

CS: (08/07/2019) 2P 6C