



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 24.07.2019
CORAM

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

WEB COPY

CRL.O.P. (MD) .No.10388 of 2019

Kumar @ Selvakumar : Petitioner/Accused No.7
Vs.

1.The Deputy Superintendent of Police
Melur Range,
Madurai District.

2.The Inspector of Police,
Melur Police Station,
Madurai District.

3.Karunakaran

4.Kanjikumaran : Respondents/Victims/Complainant

PRAYER: Petition is filed under Section 482 of Criminal Procedure Code praying to direct the learned IIIrd Additional Session Judge, (PCR Cases), Madurai, to consider the bail application of the petitioner to be filed in Crime No.325/2016 on the file of the second respondent police and to accept their surrender on the same day on merits.

For Petitioner : Mr.R.Balamuruganantham
For R1 & R2 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl.Side)

ORDER

The petitioner seeks for a direction to the III Additional Sessions Judge, (PCR Cases), Madurai to consider the bail application of the petitioner to be filed in Crime No.325/2016 on the file of the second respondent police and to accept their surrender on the same day on merits.

2. The petitioner is the accused for the offences punishable under Sections 147, 294(b), 323, 506 (ii) of IPC, read with Section 3 (2) (va) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015, in Crime No.325/2016, pending on the file of the second respondent police and apprehending arrest, he has filed the present petition.



3. Heard the learned counsel appearing on either side.

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 the Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015, this Court feels it appropriate to direct the petitioner to surrender before the learned III Additional Sessions Judge, (PCR Cases), 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. The petitioner is 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 (CO)

// True Copy //

Sub Assistant Registrar (CS)

To

1. The III Additional Session Judge, (PCR Cases), Madurai,
2. The Deputy Superintendent of Police Melur Range,
Madurai District.
3. The Inspector of Police, Melur Police Station,
Madurai District.

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

+1cc to Mr. R. BALAMURUGANANTHAM, Advocate, SR.No.77474

msa

Order made in
CRL.O.P. (MD) .No.10388 of 2019
Dated:24.07.2019

NA (31.07.2019) 2P : 6C