



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.08.2019

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

CRL.O.P.(MD).No.11332 of 2019

1.Alamu @ Alamelumangai
2.Selvaraj
3.Rajam

: Petitioners

Vs.

1.The Deputy Superintendent of Police,
Kumbakonam, Thajnavur District.

2.The Inspector of Police,
Swamimalai Police Station,
Thanjavur District.
(Crime No.175 of 2019)

3.Revathi

: Respondents

PRAYER: Petition is filed under Section 482 of Criminal Procedure Code to direct the learned I Additional District and Sessions Judge (PCR Court), Thanjavur, to accept the surrender of the petitioners and consider the bail application to be filed by the petitioners on the same day on merits in Crime No.175 of 2019, on the file of the second respondent Police.

For Petitioners

: Mr.K.Guhan

For Respondents 1 & 2

: Mr.K.Suyambulinga Bharathi
Government Advocate (Crl, side)

ORDER

The petitioners seek for a direction to the learned I Additional District and Sessions Judge (PCR Court), Thanjavur, to accept the surrender of the petitioners and consider the bail application to be filed by the petitioners on the same day on merits in Crime No.175 of 2019, on the file of the second respondent Police.

2. The petitioners are arrayed as accused Nos.1 to 3 for the offences punishable under Sections 294(b), 341, 323 and 506 (i) of the Indian Penal Code and Section 4 of the Tamil Nadu Prohibition of Harassment of Women Act, 2002, r/w Sections 3 (1) (r), 3 (1) (s) and 3 (2) (va) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, in Crime No.175 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) Act, 1989, this Court feels it appropriate to direct the petitioners to surrender before the learned I Additional District and Sessions Judge (PCR Court), Thanjavur, 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

// True Copy //

Sub Assistant Registrar(CS)

To

1.The I Additional District and Sessions Judge
(PCR Court), Thanjavur,

2.The Deputy Superintendent of Police,
Kumbakonam, Thajnavur District.

3.The Inspector of Police,
Swamimalai Police Station,
Thanjavur District.

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

+1 CC to M/s.K.GUGAN, Advocate (SR-81375[F] dated 13/08/2019)

Order made in
CRL.O.P. (MD) .No.11332 of 2019
13.08.2019