



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.11330 of 2019

Ranjithkumar : Petitioner

Vs.

State represented by its

1.The Deputy Superintendent of Police,
Samayanallur, Madurai District.

2.The Inspector of Police,
Solavanthan Police Station,
Solavanthan, Madurai District.
(In Crime No.218 of 2019)

3.Shanthi : Respondents

PRAYER: Petition is filed under Section 482 of Criminal Procedure Code to direct the learned III Additional District Judge (PCR) Court, Special Judge for SC/ST (Prevention of Atrocities) Act Madurai, to consider the bail application of the petitioner on the same day of his surrender in Crime No.218 of 2019 dated 25.07.2019, on the file of the second respondent Police.

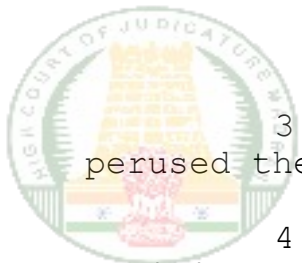
For Petitioner : Mr.N.Saravanan

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

ORDER

The petitioner seeks for a direction to the learned III Additional District Judge (PCR) Court, Special Judge for SC/ST (Prevention of Atrocities) Act, Madurai, to consider the bail application of the petitioner on the same day of his surrender in Crime No.218 of 2019, dated 25.07.2019, on the file of the second respondent Police.

2. The petitioner is the sole accused for the offences punishable under Sections 294(b), 452 and 506(ii) of the Indian Penal Code and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002, r/w. Sections 3 (1) (r) and 3(1) (s) of SC / ST (Prevention of Atrocities) Amendment Act, 2015, in Crime No.218 of 2019, 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 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 (PCR) Court, Special Judge for SC/ST (Prevention of Atrocities) Act, 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

// True Copy //

Sub Assistant Registrar(CS)

To

1.The III Additional District Judge (PCR) Court,
Special Judge for SC/ST (Prevention of Atrocities) Act
Madurai,

2.The Deputy Superintendent of Police,
Samayanallur, Madurai District.

3.The Inspector of Police,
Solavanthan Police Station,
Solavanthan, Madurai District.

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

+1 CC to M/s.N.SARAVANAN, Advocate (SR-81328[F] dated 13/08/2019)

Order made in
CRL.O.P. (MD) .No.11330 of 2019
13.08.2019