



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.08.2019

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WEB COPY

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

CRL.O.P.(MD).No.12151 of 2019

Sampathkumar : Petitioner/Sole Accused

Vs.

1.The Deputy Superintendent of Police,
Tiruvarur.

2.State,
rep. by the Inspector of Police,
Valangaiman Police Station,
Tiruvarur District.
(Crime No.130 of 2017). : 1st & 2nd Respondents/Complainants

3.Rajesh : 3rd Respondent/Defacto Complainant

4.Rajanithi : 4th Respondent/Victim

PRAYER: Petition is filed under Section 482 of Criminal Procedure Code praying to direct the learned First Additional District and Sessions Judge (PCR Court), Thanjavur, to accept the surrender of the petitioner and consider his bail application on the same day on merits in relating to Crime No.120 of 2017, dated 06.05.2017.

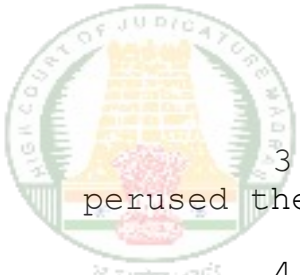
For Petitioner : Mr.M.Siddharthan

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

ORDER

The petitioner seeks for a direction to the learned First Additional District and Sessions Judge (PCR Court), Thanjavur, to accept his surrender and consider his bail application on the same day on merits relating to Crime No.120 of 2017, dated 06.05.2017.

2. The petitioner is the sole accused for the offences punishable under Sections 294(b), 324 and 307 of the Indian Penal Code r/w Sections 3(1)(s) and 3(2)(Va) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, in Crime No.120 of 2017, 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 the Scheduled Tribes (Prevention of Atrocities) Act, this Court feels it appropriate to direct the petitioner to surrender before the learned First 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 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 (CS-III)

// True Copy //

Sub Assistant Registrar(CS)

To

- 1.The First Additional District and Sessions Judge (PCR Court), Thanjavur.
- 2.The Deputy Superintendent of Police, Tiruvarur.
- 3.The Inspector of Police, Valangaiman Police Station, Tiruvarur District.
4. The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.A.P.LOGANATHAN, Advocate (SR-74342[F] dated 09/07/2019

Order made in
CRL.O.P. (MD) .No.12151 of 2019
Dated: 30.08.2019

SML

<https://hcservices.ecourts.gov.in/hcservices/>

JMN(03.09.2019) 2P : 6C