



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.09.2019

CORAM

WEB COPY

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.12809 of 2019

Sakthivel ... Petitioner/Accused No.7

Vs

1.The Deputy Superintendent of Police,
Peralam Police Station
Thiruvarur District

2.The Inspector of Police
Peralam Police Station
Thiruvarur District

... Respondents Nos.1 & 2/
Complainants

3.Manikandan

... 3rd Respondent/
Defacto Complainant

4.Alexander

... 4th Respondent/Victim

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the I Additional District and Sessions Judge (PCR) Thanjavur to consider the bail application to be filed by the petitioner on the same day on their surrender in connection with Cr.No.209 of 2019 on the file of the 2nd respondent.

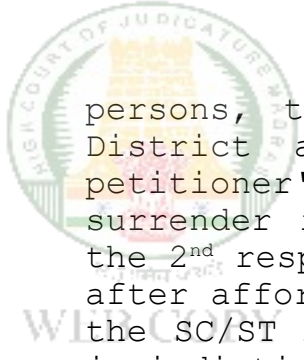
For Petitioner : Mr.A.ArunPrasad

For Respondents : Mr.K.Suyambulinga Bharathi,
G.A. (Crl. Side) for RR1 and 2

O R D E R

This petition is filed for a direction to direct the learned I Additional District and Sessions Judge (PCR) Thanjavur to consider the petitioner's bail petition on the same day of surrender and dispose the same on the same date on merits and in accordance with law in crime No.209 of 2019 on the file of the 2nd respondent.

2. In view of the specific bar under Section 18 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and also taking into consideration of the possibility of



persons, there shall be a direction to the learned I Additional District and Sessions Judge (PCR) Thanjavur, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 209 of 2019 on the file of the 2nd respondent and pass appropriate orders in accordance with law after affording due opportunity to the victim under Section 15(a) of the SC/ST Act. The petitioner shall surrender before the concerned jurisdictional Court within a period of fifteen days from the date of the receipt of a copy of this Order.

3. In view of the above, the Criminal Original Petition stands allowed.

Sd/-

Assistant Registrar (Crl.Side)

// True Copy //

Sub Assistant Registrar(CS)

To

- 1.The I Additional District and Sessions Judge (PCR), Thanjavur
- 2.The Deputy Superintendent of Police,
Peralam Police Station
Thiruvarur District
- 3.The Inspector of Police
Peralam Police Station
Thiruvarur District

Copy to:

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

+1 CC to M/s.A. ARUN PRASAD, Advocate (SR-86747[F] dated 16/09/2019

Order made in
CRL.O.P (MD) No.12809 of 2019
16.09.2019

aav

JMN(17.09.2019) 2P : 6C