



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **15.07.2020**

CORAM:

THE HONOURABLE MR.JUSTICE **R.PONGIAPPAN**

Crl.O.P.[MD]No.7405 of 2020

WEB COPY

- 1.Sasi
2.Shanmuganathan ... Petitioners/Accused Nos.1 & 3
Vs.
1.The Deputy Superintendent of Police,
Aranthangi,
Pudukottai District.
2.The Sub Inspector of Police,
Nagudi Police Station,
Pudukottai District.
(Crime No.429/2020) ... Respondents 1 & 2/Complainants
3.Karthik Raja ... 3rd Respondent/
De-facto complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned District Sessions Judge (PCR), Pudukkottai, to consider and dispose of the bail application of the petitioners in Crime No.429 of 2020 on the file of the 2nd respondent on the same day of their surrender.

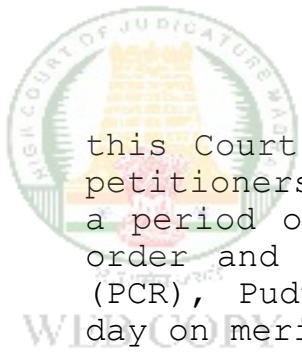
For Petitioners : Mr.K.Gokul
For R1 and R2 : Mr.S.Chandrasekar
Additional Public Prosecutor

O R D E R

Today when the petition is taken up for hearing, the learned counsel appearing for the petitioner would submit that the second respondent has registered a case against the petitioners in Crime No.429 of 2020 for the offences under Sections 341, 294(b), 427, 307, 326 and 506(ii) IPC and Section 3(1)(r), 3(1)(s), 3(2)(va) of SC/ST (Prevention of Atrocities) Act, 1989. In respect of the offence registered under Section 307 IPC, the learned counsel appearing for the petitioner would submit that as of now, the injured was discharged from the hospital.

2.The learned Additional Public Prosecutor appearing for the first and the second respondents has also conceded the submission made by the learned counsel for the petitioner.

3.In view of the amendments made in the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, this Court is of the view that the usual directions that were issued by



this Court cannot be issued routinely in all cases. Therefore, the petitioners are directed to surrender before the trial Court within a period of four weeks from the date of receipt of a copy of this order and on such surrender, the learned District Sessions Judge (PCR), Pudukkottai, shall deal and dispose the matter on the same day on merits and in accordance with law.

4.In due compliance of Section 15-A of the SC/ST Act, the petitioners shall serve advance notice of surrender and bail two clear days before the intended date of surrender enclosing additional copies on the Special Public Prosecutor of the concerned Court and the Special Public Prosecutor shall intimate it to the defacto complainant through the respondent police.

5.This Criminal Original Petition is disposed of with the above directions.

Sd/-

Assistant Registrar (CSII)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

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Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

- 1.The District Sessions Judge (PCR),
Pudukkottai.
- 2.The Deputy Superintendent of Police,
Aranthangi,
Pudukkottai District.
- 3.The Sub Inspector of Police,
Nagudi Police Station,
Pudukkottai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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