



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **29.09.2020**

CORAM:

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

CrI.O.P.[MD]No.10515 of 2020

WEB COPY

- 1.T.Nesaiyan
- 2.N.Rose Bai
- 3.N.Rajan
- 4.N.Sudha

... Petitioners / Accused Nos.1 to 4

Vs.

1.The Deputy Superintendent of Police,
Thuckalai, Kanyakumari District.... 1st Respondent/Complainant

2.State represented by
the Inspector of Police,
Arugani Police Station,
Kanyakumari District.
(Crime No.36 of 2020) ... 2nd Respondent/ Complainant

3.M.Sugumaran Kani ...3rd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned II Additional District Sessions Judge cum P.C.R.Court, Tirunelveli, to consider the petitioners' bail application and dispose the bail application on the same day, if the petitioners' surrender before the learned II Additional District Sessions Judge cum P.C.R. Court, Tirunelveli, in Crime No.36 of 2020, on the file of the second respondent.

For Petitioners	: Mr.R.J.Karthick
For R1 and R2	: Mr.C.M.Ganesan
	Government Advocate (Criminal side)

O R D E R

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 II Additional District Sessions Judge, P.C.R.Court, Tirunelveli, shall deal and dispose the matter on the same day on merits and in accordance with law.



2. 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.

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

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

Tsg

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 II Additional District Sessions Judge
cum P.C.R. Court, Tirunelveli,
2. The Deputy Superintendent of Police,
Thuckalai, Kanyakumari District.
3. The Inspector of Police,
Arugani Police Station,
Kanyakumari District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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VB (06.10.2020) 2P 5C