



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.10.2020

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P (MD)No.11275 of 2020

1.R.Prakash

2.G.Kathirvel

3.P.Aravinth

4.B.Surya

5.C.Kanthasamy @ Vallavan

: Petitioners/
Accused Nos.1,2,4,5 & 6

Vs

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

2. The Inspector of Police,
B2, Keelavalavu Police Station,
Madurai District.
(Crime No.1450/2020)

: Respondents/Complainants

3. Moovendran : Respondent/Victim/Defacto Complainant

4. Karunanithi : Respondent/Victim

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to direct the learned III Additional District Judge (Special Court for SC/ST (Prevention of Atrocities) Act cases) Madurai, to consider the bail application of the petitioners on the same day of their surrender in Crime No.1450 of 2020 on the file of the respondent.

For Petitioner : Mr.R.Karthikeyan

For R1 & R2 : Mr.V.Neelakandan
Additional Public Prosecutor



ORDER

The petitioners are shown as Accused Nos.1, 2, 4, 5 and 6 in Crime No.1450 of 2020 registered on the file of the Inspector of Police, Keelavalavu Police Station, Madurai District, for the offences under Sections 147, 294(b), 323 and 506(2) of IPC r/w Sections 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015.

2.The learned counsel appearing for the petitioners reiterated the contentions set out in the original petition.

3.Considering the present times, notice to the respondents 3 and 4 is dispensed with.

4.I am of the view that interest of justice will be served by permitting the petitioners to surrender before the jurisdictional Special Court within a period of eight weeks from the date of receipt of a copy of this order. The learned Special Judge will dispose of the petitioner's bail petition on the same day of surrender. Since this direction will become infructuous, if the petitioners are arrested in the meanwhile, the respondents 1 and 2 are restrained from arresting the petitioners till the expiry of the period of eight weeks.

5. This Criminal Original Petition is allowed on these terms.

Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

rmi

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



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

3. The Inspector of Police,
B2, Keelavalavu Police Station,
Madurai District.

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

+1 CC to Mr.R. KARTHIKEYAN, Advocate SR-19930.

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NS (CO)
CS (19.10.2020) 3P 6C