



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.10.2020

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P (MD)No.11827 of 2020

1.Karthi @ Karthikumar

2.R.Muthuraj @ Dones

... Petitioners/Unnamed Accused
Vs

1.The Deputy Superintendant of Police,
Virudhunagar,
Virudhunagar District.

2.The Inspector of Police,
Amathur Police Station,
Virudhunagar District.

(in Crime No.325 of 2020) ...Respondents/Complainants

3.Sankarnath

...3rd Respondent/Defacto Complainant

4.Pandi

5.Karuppasamy

...4th &5th Respondents/Defacto-Complainant

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to direct the learned Sessions Judge, Special Court for SC/ST (POA) Act, Virudhunagar District at Srivilliputhur to consider the bail application to be filed by the petitioners on the same day on their surrender in connection with Crime No.325 of 2020 on the file of the second respondent.

For Petitioners

: Mr.G.R.Sathish

For R1 & R2

: Mr.V.Neelakandan

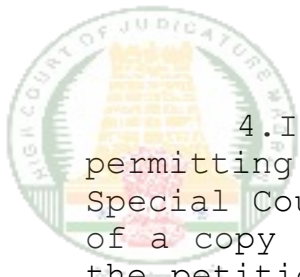
Additional Public Prosecutor

ORDER

The petitioners are shown as accused in Crime No.325 of 2020 registered on the file of the Inspector of Police, Amathur Police Station, Virudhunagar District, for the offences under Sections 147, 148, 294(b), 323, 324 and 506(ii) 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 to 5 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 four weeks from the date of receipt of a copy of this order. The learned Special Judge will dispose of the petitioners' 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 four weeks.

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

Sd/-

Assistant Registrar (CSII)

// 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 Sessions Judge, Special Court for SC/ST (POA) Act,
Virudhunagar District, Srivilliputhur.

2.The Deputy Superintendant of Police,
Virudhunagar,
Virudhunagar District.

3.The Inspector of Police,
Amathur Police Station,
Virudhunagar District.

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

+1 CC to M/s.G.R. SATISH, Advocate (SR-20668[F] dated 28/10/2020)

CrI.O.P(MD)No.11827 of 2020
28.10.2020

CK(CO)

KB(05.11.2020) 2P 6C