



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 17.02.2021

CORAM :

THE HONOURABLE Mrs.JUSTICE R. HEMALATHA

Crl.O.P.(MD)No.2445 of 2021

Murugan @ Appipatti Murugan

...Petitioner/Accused No.3

Vs.

1. The Deputy Superintendent of Police,
Theni,
Theni District.

...1st Respondent/
Investigation Officer

2. The State rep. by its
The Inspector of Police,
Theni Police Station,
Theni District.
Crime No.679 of 2016

...2nd Respondent/
Complainant

3. Veera Deivam

...3rd Respondent/
Defacto-Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned Special Judge, PCR Court, Theni, to consider the bail application of the petitioner on the same day of his surrender and release him on bail on the same day in Crime No.679 of 2016 on the file of the second respondent police.

For Petitioner : Mr.M.S.Jeyakarthik
For Respondents 1 & 2 : Mr.R.Erottuchamy
Government Advocate (Criminal side)

ORDER

The petitioner is the third accused in Crime No.679 of 2016 of Theni Police Station, Theni District. The said case was registered against the accused and other persons under Sections 147, 148, 323 and 506 (i) of Indian Penal Code and Sections 3(1)(i), 3(1)(ii), 3(1)(v) of the Schedule Caste and Schedule Tribes (Prevention of Atrocities) Act, 1989.



2.The present petition filed by the petitioner is to direct the learned Special Judge, PCR Court, Theni, to accept the surrender of the petitioner and also to consider the bail application on the same day.

WEB COPY

3.Mr.R.Erottuchamy, learned Government Advocate (Criminal side) accepts notice for the respondents 1 and 2. The third respondent is the de-facto complainant.

4.Since the prayer itself is to accept the surrender of the petitioner and consider the bail application, this Court is inclined to pass the following orders :-

- 1) The petitioner should appear before the learned Special Judge, PCR Court, Theni, within a period of 15 days from the date of receipt of a copy of this order / uploading of the order.
- 2) On such surrender, concerned Sessions Judge, may consider the bail application filed by the petitioner on merits on the same day of surrender, after giving notice to the concerned Public Prosecutor.

5.With the above observation, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

RM

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 Special Judge,
PCR Court,
Theni.

2. The Deputy Superintendent of Police,
Theni,
Theni District.

<https://hcservices.ecourts.gov.in/hcservices/>



3. The Inspector of Police,
Theni Police Station,
Theni District.

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

+1CC to Mr.M.S.JEYAKARTHIK, Advocate(SR-5833[F] dated 18/02/2021)

Order made in
Crl.O.P. (MD)No.2445 of 2021
17.02.2021

MJ(CO)
SRS (02/03/2021) 3P : 6C