



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED :23.02.2021

CORAM :

THE HONOURABLE Mrs.JUSTICE R. HEMALATHA

Crl.O.P.(MD)No.2781 of 2021

Mohamed Tamim

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
O/o.The Deputy Superintendent of Police,
Paramakudi, Ramanathapuram District.

2.The Inspector of Police,
Paramakudi Town Police Station,
Ramanathapuram District.
(In Crime No.102 of 2021)

3.Vanikkumar
4.Nedu Maran

... Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the learned Principal Sessions Judge, Special Court for Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, Ramanathapuram District, to consider the bail application of the petitioner on the same day of his surrender in Crime No.102 of 2021 on the file of the second respondent police.

For Petitioners : Mr.D.Senthil

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

ORDER

The petitioner is sole accused in Crime No.102 of 2021 of Paramakudi Town Police Station, Ramanathapuram District and the offences alleged against the accused are under Sections 294(b), 324 and 506(ii) of the Indian Penal Code and Sections 3(1)(r) and 3(1)(s) of the Schedule Caste and Schedule Tribes (Prevention of Atrocities) Amendment Act, 2015.

2.The present petition filed by the petitioner is to direct the learned Sessions Judge, Special Court for Scheduled Caste and

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



Scheduled Tribes (Prevention of Atrocities) Act, Ramanathapuram to accept the surrender of the petitioner and also to consider the bail application on the same day.

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 and the fourth respondent is the victim.

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

1) The petitioner should appear before the Sessions Judge (Special Court for Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act), Ramanathapuram, 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, the concerned Sessions Judge, may consider the bail application filed by the petitioners 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 (T&P)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

RMK

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 Scheduled Caste and Scheduled Tribes,
Ramanathapuram.

.



2.The Deputy Superintendent of Police,
O/o.The Deputy Superintendent of Police,
Paramakudi, Ramanathapuram District.

3.The Inspector of Police,
Paramakudi Town Police Station,
Ramanathapuram District.

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

Order made in
Crl.O.P. (MD)No.2781 of 2021
23.02.2021

AC (CO)
SRS (08/03/2021) 3P : 5C