



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.03.2021

CORAM :

WEB COPY

THE HONOURABLE Mrs. JUSTICE R. HEMALATHA

Crl.O.P.(MD)No.3160 of 2021

1.Sakthivel
2.Thiyagarajan

...Petitioners/Accused No.1&2

/Vs./

1.The Deputy Superintendant of Police,
Kodaikanal,
Dindigul District.

2.The Inspector of Police,
Kodaikanal Police Station,
Dindigul District.
(Crime No.59 of 2021)

...Respondents/Complainants

3.Panneer

...3rd Respondent/
De-facto Complainant

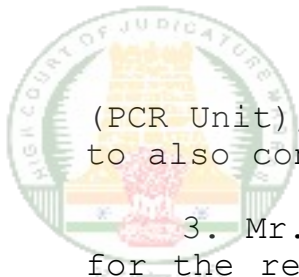
Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the Special Judge for the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act /District and Sessions Judge (PCR Unit), Dindigul, to consider the petitioners' bail application on the same day of their surrender in Crime No.59 of 2021 on the file of the second respondent police.

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

ORDER

The petitioners are the accused No.1 and 2 in Crime No.59 of 2021 of Kodaikanal Police Station, Dindigul 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 Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. The present petition filed by the petitioners is to direct the learned Special Judge for the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act /District and Sessions Judge



(PCR Unit), Dindigul, to accept the surrender of the petitioners and to also consider the bail applications on the same day.

3. Mr.R.Erottuchamy, learned Government Advocate 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 petitioners and to consider the bail applications on the same day of surrender, this Court is inclined to pass the following orders :-

1) The petitioners should appear before the learned Sessions Judge, Special Court for the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, Dindigul, 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 applications filed by the petitioners on merits, on the same day of their surrender, after giving notice to the concerned Public Prosecutor.

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

Sd/-

Assistant Registrar (Cs-I)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

SM

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 the Schedule Caste
and Schedule Tribes (Prevention of Atrocities) Act,
Dindigul.

2. The Deputy Superintendant of Police,
Kodaikanal, Dindigul District.

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



3. The Inspector of Police,
Kodaikanal Police Station,
Dindigul District.

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

+1 CC to Mr.M.RAMU, Advocate (SR-8265[F] dated 02/03/2021)

**Order made in
Crl.O.P. (MD)No.3160 of 2021
01.03.2021**

NA(CO)
SRS (10/03/2021) 3P : 6C