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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.04.2021

CORAM :

THE HONOURABLE **Mr. JUSTICE G.ILANGOVAN**

Crl.O.P.(MD)No.5289 of 2021

Chandru ... Petitioner/A4

Vs.

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

2. The State rep by the
   Inspector of Police,
   Ammapettai Police Station,
   Thanjavur District.
   (Crime No.185 of 2021)

3. Pasupathi ... Respondents/Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned I Additional District Judge (PCR cases) Thanjavur to consider the surrender and Bail application filed by the petitioner in Crime No.185 of 2021 pending on the file of the respondent police on the same day.

For Petitioner : Mr.J.Sulthan Basha
For Respondents 1 & 2 : Mr.K.Suyambulinga Bharathi
Government Advocate (Crl.Side)

ORDER

The petitioner is the 4th accused in Crime No.185 of 2021 of Ammapettai Police Station, Thanjavur District, and the offences alleged against the accused are under Sections 147, 148, 294 (b), 352, 506(ii) of IPC under Section 3(1) (r) & 3(1) (s), 3 (2) (va) of SC & ST Act.

2. The present petition filed by the petitioner is to direct the learned
I Additional District Judge (PCR Cases), Thanjavur, to accept the surrender of the petitioner and also to consider the bail application on the same day.

3. Mr.K.Suyambulinga Bharathi, learned Government Advocate (Crl. 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

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to pass the following orders :-

1) The petitioners should appear before the learned I Additional District Judge (PCR Cases), Thanjavur, 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 petitioners on merits on the same day of surrender, after giving notice to the concerned Public Prosecutor and by complying Section 15(5) of the Act.

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

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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 Deputy Superintendent of Police,
   Thanjavur District
   Thanjavur.

2. The Inspector of Police,
   State of Tamil Nadu,
   Ammapettai Police Station,
   Thanjavur District.

3. The Additional Public prosecutor,
   Madurai Bench of Madras High Court,
   Madurai

+1 CC to M/s.J.SULTHAN BASHA, Advocate (SR-16123[F] dated 17/04/2021)

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SSS(CO)
KB(26.04.2021) 2P 5C

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