



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED: **12.07.2021**

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CORAM:  
THE HONOURABLE MR.JUSTICE **G.ILANGOVAN**  
**Crl.O.P. (MD)No.9145 of 2021**

Marimuthu ... Petitioner/Accused Rank not known  
Vs.

1.State represented through  
the Deputy Superintendent of Police,  
Srivilliputhur Sub Division,  
Srivilliputhur,  
Virudhunagar District

2.The State represented by  
Inspector of Police,  
Malli Police Station,  
Virudhunagar District  
(Crime No.39 of 2021)

...Respondents 1 and 2/Complainants

3.Mareeswaran ... 3<sup>rd</sup> Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned Sessions Judge, Special Court (PCR Court), Srivilliputhur at Virudhunagar District to consider the bail application of the petitioner on the same day of surrender in Crime No.39 of 2021 on the file of the second respondent police.

For Petitioner : Mr.R.Karunanidhi  
For R-1 and R-2 : Mr.R.M.Anbunidhi  
Additional Public Prosecutor

### **ORDER**

This petition has been filed to direct the learned Sessions Judge, Special Court (PCR Court), Srivilliputhur at Virudhunagar District to accept the surrender of the petitioner and consider the bail application on the date of surrender in connection with Crime No.39 of 2021 on the file of the second respondent Police.

2. The petitioner is the accused rank known known in Crime No.39 of 2021 on the file of the second respondent for the offences punishable under Sections 147, 323, 324, 427 I.P.C r/w Sections 3(1) (r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

3. Mr.R.M.Anbunithi, learned Additional Public Prosecutor  
<https://hccservices.mca.gov.in/hccservices> for the respondents 1 and 2.



4. Considering the facts and circumstances of the case, this Court is inclined to pass the following orders :-

1)The petitioner shall appear before the learned Sessions Judge, Special Court (PCR Court), Srivilliputhur at Virudhunagar District, within a period of 15 days from the date of receipt of a copy of this order.

2)On such surrender along with notice served to the defacto complainant, the concerned Judge shall consider the bail application filed by the petitioner and pass orders on merits on the same day of his surrender, after hearing the defacto complainant by complying with Section 15(5) of the Act.

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

Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

CM

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 (PCR Court),  
Srivilliputhur at Virudhunagar District

2.The Deputy Superintendent of Police,  
Srivilliputhur Sub Division,  
Srivilliputhur,  
Virudhunagar District

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

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



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

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LR(20.07.2021) 3P 5C