



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: **22.07.2021**
CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGOVAN**

Crl.O.P. (MD)No.9706 of 2021

M.Rajesh Kannan ... Petitioner/Sole Accused
Vs.

1.The Deputy Superintendent of Police,
Kottaipattinam Circle,
Pudukkottai District.

2.The Inspector of Police,
Manamelkudi Police Station,
Pudukkottai District
(In Crime No. **(*)436** of 2021)...1st and 2nd
Respondents/Complainants

3.Manikandan ... 3rd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned Additional Sessions Judge, Pudukkottai (Special Court for exclusive trial of SC and ST (Prevention of Atrocities) Act Cases, to consider the bail application of the petitioner and pass appropriate orders on the same day on his surrender in connection with Crime No.436 of 2021 on the file of the second respondent Police.

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

O R D E R

This petition has been filed to direct the learned Additional Sessions Judge, Pudukkottai (Special Court for exclusive trial of SC and ST (Prevention of Atrocities) Act Cases, to accept the surrender of the petitioner and consider the bail application on the date of surrender in connection with Crime No.436 of 2021 on the file of the second respondent Police.

2. The petitioner is arrayed as the sole accused in Crime No.436 of 2021 on the file of the second respondent for the offences punishable under Sections 294(b) and 324 of 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) Amendment Act, 2015.



3. Mr.R.M.Anbunithi, learned Additional Public Prosecutor accepts notice for the respondents 1 and 2. He would submit that the injured has been discharged from the hospital and the petitioner has not involved in any previous case.

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 Additional Sessions Judge, Pudukkottai (Special Court for exclusive trial of SC and ST (Prevention of Atrocities) Act Cases, 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

**(*)Amended as per order dated 29.07.2021
made in CRL OP(MD).9706 of 2021**

Sd/-

Assistant Registrar (AE)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

Ssb

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 Additional Sessions Judge, Pudukkottai (Special Court for exclusive trial of SC and ST (Prevention of Atrocities) Act Cases,

2.The Deputy Superintendent of Police,
Kottaipattinam Circle,
Pudukkottai District.

3.The Inspector of Police,
Manamelkudi Police Station,
Pudukkottai District

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

Crl.O.P. (MD)No.9706 of 2021
22.07.2021

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