



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.07.2021

CORAM :

THE HONOURABLE **Mr. JUSTICE G.ILANGO VAN**

Crl.O.P. (MD)No.9994 of 2021

M.Manojbala

... Petitioner/Accused No.10

Vs.

1.The Deputy Superintendent of Police,
Devakkottai, Sivagangai District.

2.The Inspector of Police,
Thiruvegampathur Police Station,
Sivagangai District.
(Crime No.232 of 2020)

...Respondents 1 & 2/
Complainants

3.Mathavan

...Respondent No.3 /
Defacto Complainant

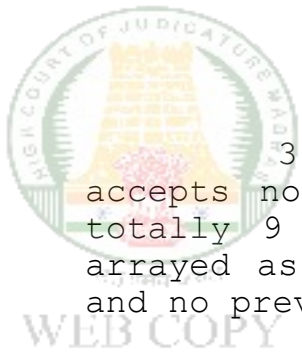
Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned District Judge, Special Court for PCR Act Cases, Sivagangai, to accept the surrender of the petitioner and consider the bail application to be filed by him on merits and on the day of surrender in Crime No.232 of 2020, on the file of the second respondent police.

For Petitioner : Mr.S.Pugalendhi
For R1 & R2 : Mr.R.M.Anbunithi,
Additional Public Prosecutor

ORDER

The petitioner is the tenth accused in Crime No.232 of 2020 of Thiruvegampathur Police Station, Sivagangai District and the offences alleged against the accused are under Sections 147, 341, 323, 363, 395, 506(i) IPC and Section 4 of Tamil Nadu Prohibition of Women Harassment Act, and Section 3(1) (r), 3(1)(s) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015.

2.The present petition filed by the petitioner is to direct the learned District Judge, Special Court for PCR Act Cases, Sivagangai, to accept the surrender of the petitioner and also to consider the bail application on the same day.



3.Mr.R.M.Anbunithi, learned Additional Public Prosecutor accepts notice for the respondents 1 and 2 and would submit that totally 9 and others accused in this case and the petitioner is arrayed as tenth accused. Injured was discharged from the Hospital and no previous case is pending against the petitioner.

4.Since the prayer itself is to accept the surrender of the petitioner and consider the bail application and also considering the submission of the learned Additional Public Prosecutor (Crl.side), this Court is inclined to pass the following orders :-

1) The petitioner should appear before the learned District Judge, Special Court for PCR Act Cases, Sivagangai, 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 Judge, may consider the bail application filed by the petitioner on merits on the same day of surrender, after giving notice to the concerned Public Prosecutor and complying with 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)

vrn

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 District Judge, Special Court for PCR Act Cases, Sivagangai,
- 2.The Deputy Superintendent of Police,
Devakkottai, Sivagangai District.



3.The Inspector of Police,
Thiruvegampathur Police Station,
Sivagangai District.

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

Crl.O.P. (MD)No.9994 of 2021
27.07.2021

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cm (CO)
TR(02.08.2021) 3P 5C