



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.07.2021

CORAM :

THE HONOURABLE Mr. JUSTICE G.ILANGOVAN

Crl.O.P. (MD)No.10274 of 2021

WEB COPY

M.Surya

... Petitioner/Accused No.3

Vs.

1.The Deputy Superintendent of Police,
Srivilliputhur,
Virudhunagar District.

...Respondent No.1/
Investigating Officer

2.State through the Inspector of Police,
Watrap Police Station,
(Crime No.156/2021)
Virudhunagar District.

...Respondent 2/Complainant

3.S.Saravanan

...Respondent No.3/Defacto
Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the Additional District and Sessions Judge, Special Court for SC/ST (POA) Act, Srivilliputhur, Virudhunagar District at Srivilliputhur, to consider and pass orders on the bail application of the petitioner/accused No.3 on the same day in Cr.No.156 of 2021, pending on the file of the second respondent police.

For Petitioner : Mr.R.Rajamohan

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

ORDER

The petitioner is the third accused in Crime No.156 of 2021 of Watrap Police Station, Virudhunagar District and the offences alleged against the accused are under Sections 294(b), 323, 324, 506 (ii) IPC r/w Sections 3(1) (r), 3(1) (s) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015.

2.The present petition filed by the petitioner is to direct the learned Additional District and Sessions Judge, Special Court for SC/ST (POA) Act, Srivilliputhur, Virudhunagar District 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 the injured discharged from the Hospital and no previous case is pending against the petitioner. 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 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 Additional District and Sessions Judge, Special Court for SC/ST (POA) Act, Srivilliputhur, Virudhunagar District 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 (A.D.II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

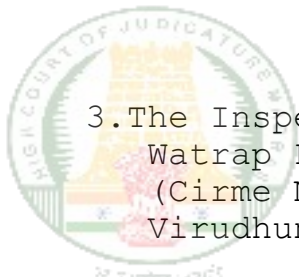
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Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The Additional District and Sessions Judge, Special Court for SC/ST (POA) Act, Srivilliputhur, Virudhunagar District

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



3.The Inspector of Police,
Watrap Police Station,
(Crime No.156/2021)
Virudhunagar District.

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

+1 CC to M/s.R.RAJAMOHAN, Advocate (SR-24859[F] dated 02/08/2021)

Crl.O.P. (MD)No.10274 of 2021
30.07.2021

RD(6.08.2021) 3P 6C