



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.08.2021

CORAM:

THE HONOURABLE MR.JUSTICE G.ILANGOVAN

Crl.O.P. (MD)No.11352 of 2021

WEB COPY

1.Selvakumar
2.Ananth
3.Manikandan

... Petitioners/Accused

Vs.

1.The Deputy Superintendent of Police,
Pattukkottai Sub-Division,
Thanjavur District.

2.State,
rep by the Inspector of Police,
Pattukottai Taluk Police Station,
Thanjavur District.
(Crime No.480 of 2021)

...Respondents 1 & 2/
Complainants

3.Selvamanikandan

... 3rd Respondent/
Defacto complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned I Additional District & Session Judge (PCR Court), Thanjavur to accept the surrender of the petitioners and consider their bail application on the same day on merits in relating to Crime No.480 of 2021, dated 24.07.2021, on the file of the respondent police.

For Petitioners : Mr.B.Anandan
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 I Additional District & Session Judge (PCR Court), Thanjavur to accept the surrender of the petitioners and consider their bail application on the same day on merits in relating to Crime No.480 of 2021, dated 24.07.2021, on the file of the respondent police.

2. The petitioners are the accused in Crime No.480 of 2021, on the file of the second respondent for the offences punishable under Sections 147, 148, 294(b), 324,506(ii) of I.P.C and r/w 3(1)(r), 3(1)(s) & 3(2)(va) of SC/ST (Prevention of Atrocities) Amendment Act, 2015.



3. Mr.R.M.Anbunithi, learned Additional Public Prosecutor accepts notice for the respondents 1 and 2. He submits that no previous case is pending against the petitioners and the injured person was discharged from the Hospital.

WEB COPY 4. Considering the facts and circumstances of the case and also taking into consideration the submission of the learned Additional Public Prosecutor, this Court is inclined **to allow the petition** as per the following conditions:-

1)The petitioners shall appear before the learned I Additional District & Session Judge (PCR Court), Thanjavur 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 applications filed by the petitioners and pass orders on merits on the same day of their surrender, after hearing the defacto complainant by complying with Section 15(5) of the Act.

5. Accordingly, this Criminal Original Petition is allowed.

Sd/-

Assistant Registrar (AE)

// 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 I Additional District & Session Court (PCR Act Cases),
Thanjavur

2.The Deputy Superintendent of Police,
Pattukkottai Sub-Division,
Thanjavur District.



3.The Inspector of Police,
Pattukottai Taluk Police Station,
Thanjavur District.
(Crime No.480 of 2021)

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

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RD(23.08.2021) 3P 5C