



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 01.09.2021

CORAM:

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

Crl.O.P. (MD) No.12564 of 2021

Alaguraja

... Petitioner

vs.

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

2.The Sub-Inspector of Police,
Sipcot Police Station,
Sivagangai District.

3.Mayakannan

... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned Sessions Judge (PCR), Sivagangai to dispose the bail application filed by the petitioner on merits on the same day of his surrender before the learned Sessions Judge (PCR), Sivagangai, pending investigation in Crime No.121 of 2021 dated 01.07.2021.

For Petitioner	: Mr.A.Srinivasan
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 Sessions Judge (PCR), Sivagangai to dispose the bail application filed by the petitioner on merits on the same day of his surrender before the learned Sessions Judge (PCR), Sivagangai, pending investigation in Crime No.121 of 2021 dated 01.07.2021.

2.The petitioner is one of the accused in Crime No.121 of 2021, on the file of the second respondent for the offences punishable under Sections 147, 294(b), 323, 506(i), 379 of IPC and Sections 3(1) (r) and 3(1) (s) of SC/ST (POA) Act.

3.Mr.R.M.Anbunithi, learned Additional Public Prosecutor who accepts notice for the respondents 1 and 2 would submit that the injured has been discharged from the Hospital.

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 petitioner shall appear before the learned Sessions Judge (PCR), Sivagangai, 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 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 (CS III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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 (PCR),
Sivagangai.
- 2.The Deputy Superintendent of Police,
Sivagangai Town,
Sivagangai District.
- 3.The Sub-Inspector of Police,
Sipcot Police Station,
Sivagangai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.A.SRINIVASAN, Advocate (SR-27793[F] dated 01/09/2021)

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RS (08.09.2021) 2P 6C

01.09.2021