



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 31.08.2021

CORAM :

THE HONOURABLE Mr. JUSTICE G.ILANGOVAN

Crl.O.P.(MD)No.12430 of 2021

WEB COPY

1.Vetriventhan

2.Muthuvel

... Petitioners/Accused
(Rank not known)

Vs.

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

...1st Respondent

2.The State,
Rep by the Sub Inspector of Police,
Thiruppachethi Police Station,
Sivagangai District.
(Cr.No.148/2021)

...2nd Respondent/Complainant

3.Sanjaikumar

...3rd Respondent / Defacto
Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned Principal District & Sessions Judge (PCR Court), Sivagangai to accpet the surrender of the petitioners and consider their bail application on the same day on merits in relating to Crime No.148 of 2021 dated 15.06.2021, on the file of the respondent police.

For Petitioners : Mr.P.Balasubramanian

For R1 & R2 : Mr.R.M.Anbunithi,

Additional Public Prosecutor

ORDER

The petitioners are the accused in Crime No.148 of 2021, Thiruppachethi Police Station, Sivagangai District and the offences alleged against the accused are under Sections 147, 148, 294(b), 323, 324, 506(ii) IPC and under Sections 3(i)(r) & 3(i)(s) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2.The present petition filed by the petitioners is to direct learned Principal District & Sessions Judge (PCR Court), Sivagangai to accept the surrender of the petitioners and also to consider the bail applications 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 injured was discharged from the Hospital and no previous case is pending against the petitioners. The third respondent is the de-facto complainant.

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

1) The petitioners should appear before the learned Principal District & Sessions Judge (PCR Court), 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 petitioners 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 (P&A)

// 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 Principal District & Sessions Judge (PCR Court),
Sivagangai



2.The Deputy Superintendent of Police,
Manamadurai,
Sivagangai District.

3.The Sub Inspector of Police,
Thiruppachethi Police Station,
Sivagangai District.
(Cr.No.148/2021)

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

Crl.O.P. (MD)No.12430 of 2021
31.08.2021

PS (CO)
SB(09.09.2021) 3P 5C