



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **13.09.2021**

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGOVAN**

Crl.O.P. (MD)No.13412 of 2021

WEB COPY

1.Thavamani

2.Muthuraman

... Petitioners/ Accused 1 & 3

Vs.

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

2.The Inspector of Police,
Thirokostiyur Police Station,
Sivagangai District.
(Crime No.133 of 2021)

...Respondents/ Complainant

3.Muthalagu

...3rd Respondent/ Defacto
Complainant

PRAYER: Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the District Judge, Sivagangai, (Special Judge for PCR Cases), Sivagangai District to accept the surrender of the petitioners and consider the bail application to be filed by them on merits and on the day of surrender in Crime No.133 of 2021 on the file of the 2nd respondent police.

For Petitioners : Mr.S.Pugalendhi

For R1 & R2 : Mr.R.M.Anbunidhi

Additional Public Prosecutor (Crl.side)

ORDER

This petition is filed seeking direction to the learned District Judge, Sivagangai, (Special Judge for PCR Cases), Sivagangai District to accept the surrender of the petitioners and consider the bail application on the date of their surrender in connection with Crime No.133 of 2021 on the file of the 2nd respondent police.

2.The petitioners are the accused 1 and 3 in Crime No.133 of 2021 on the file of the 2nd respondent police for the offences punishable under Sections 294(b), 341, 323 and 506 (i) of I.P.C r/w Section 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

3.Mr.R.M.Anbunithi, learned Additional Public Prosecutor

<https://hcservices.ecourts.gov.in/hcservices/>



accepts notice for the respondents 1 and 2. He submitted that no previous case is pending against this petitioners.

4.Considering the facts and circumstances of the case, this Court is inclined to pass the following orders :-

1)The petitioners shall appear before the learned District Judge, Sivagangai, (Special Judge for PCR Cases), Sivagangai District 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 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.With the above observation, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (CS-I)

// 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 District Judge, Sivagangai,
(Special Judge for PCR Cases), Sivagangai District

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

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



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

CrI.O.P. (MD) No.13412 of 2021
13.09.2021

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