



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **12.10.2021**

CORAM:

THE HONOURABLE MRS.JUSTICE **S.ANANTHI**

Crl.O.P. (MD)No.15882 of 2021

1.Ravichandran

2.Irudhayaraj

3.Ruban

4.Poovaragavan

5.Thirunavakarasu

6.Jayaramachandran

7.Karthick @ Karthikeyan

8.Sankaraj

9.Sakthivel

10.Balachander @ Balachandran ...Petitioners 1 to 10/
Accused No.1 to 10

11.Pechimuthu ...Petitioner No.11/
Accused No.12

12.Sankarasubbu

13.Balasubramaniyan @ Singaram

14.Antony ...Petitioner No.12 to 14/
Accused No.14 to 16

15.Sankar ...Petitioner No.15/
Accused No.18

Vs.

1.The State through
The Deputy Superintendent of Police,
Sankarankovil,Tenkasi District.

2.The Inspector of Police,
K V Nallur Police Station,Tenkasi District.
In (Crime No.371/2021) ...Respondents 1 & 2/
Complainant

3.Perumal ...3rd Respondent/
Defacto Complainant



PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the II Additional Sessions Court (PCR Court), Tirunelveli to consider the petitioners bail applications on the same day of surrender in Crime No.371 of 2021 dated 09.10.2021 on the file of the second respondent police.

For Petitioners : Mr.Kathirvelu
For M/s.K.Prabhu

For Respondents : Mr.A.Thiruvadi Kumar
Additional Public Prosecutor

For Defcto Complainants : Mr.Malaikani

O R D E R

This petition has been filed to direct the II Additional Sessions Court (PCR Court), Tirunelveli to consider the petitioners bail applications on the same day of surrender in Crime No.371 of 2021 dated 09.10.2021 on the file of the second respondent police.

2.The petitioners are the accused persons in Crime No.371 of 2021 on the file of the 2nd respondent police for the offences punishable under Sections 147, 294(b), 427, 506(ii) of IPC, r/w Section 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015.

3.Mr.A.Thiruvadikumar, learned Additional Public Prosecutor accepts notice for the respondents 1 and 2. He submitted that A3 is having two previous cases, A4 is having one previous case, A15 is having two previous cases and A18 is having three previous cases.

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 Sessions Judge, II Additional Sessions Court (PCR Court), Tirunelveli, 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.



7. With the above observation, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (P&A)

WEB COPY // True Copy //

/ /2021

Sub Assistant Registrar(CS)

TM/NSR

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,
II Additional Sessions Court (PCR Court), Tirunelveli.
2. The Deputy Superintendent of Police,
Sankarankovil,
Tenkasi District.
3. The Inspector of Police,
K V Nallur Police Station,
Tenkasi District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Crl.O.P. (MD) No.15882 of 2021

12.10.2021

MGJ/JC (08.11.2021) 3P 5C