



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.10.2021

CORAM:

THE HONOURABLE MR.JUSTICE **G. ILANGO VAN**
Crl.O.P. (MD) No.16790 of 2021

WEB COPY

- 1.Kalidass
- 2.Subramani
- 3.Sornalatha
- 4.Jeyalakshmi
- 5.Anbuselvi
- 6.Kathiravan
- 7.Vijayalakshmi
- 8.Elangovan

... Petitioners/Accused
Nos.1 to 8

Vs.

- 1.The Deputy Superintendent of Police,
Oddanchatram,
Dindigul District.

- 2.The Inspector of Police,
Oddanchatram Police Station,
Dindigul District.
(In Crime No.1143 of 2021)

...Respondents/
Complainants

- 3.Santhi

...Respondent / Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned Sessions Judge, Special Court for trial of cases registered under SC/ST (POA) Act, Dindigul to consider the bail application of the petitioners on the same day on their surrender in connection with Crime No.1143 of 2021, on the file of the second respondent police.

For Petitioner : Mr.A.N.Ramanathan

For R-1 and R-2 : Mr.RMS.Sethuraman
Additional Public Prosecutor

O R D E R

This petition has been filed to direct the learned Sessions Judge, Special Court for trial of cases registered under SC/ST (POA) Act, Dindigul to consider the bail application of the petitioners on the same day on their surrender in connection with Crime No.1143 of 2021, on the file of the second respondent police.



2. The petitioners are the accused in Crime No.1143 of 2021, on the file of the second respondent for the offences punishable under Sections 147, 342, 427, 294(b) IPC and Sections 3 (i) (r), 3(i) (s) & 3(2) (va) of SC/ST (POA) Amendment Act 2015.

WEB COPY 3. Mr.RMS.Sethuraman, 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.

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 Sessions Judge, Special Court for trial of cases registered under SC/ST (POA) Act, Dindigul 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 his 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 (W)

// 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 Sessions Judge,
Special Court for trial of cases registered under SC/ST (POA) Act,
Dindigul
- 2.The Deputy Superintendent of Police,
Oddanchatram Taluk,
Dindigul District.
- 3.The Inspector of Police,
Oddanchatram Police Station,
Dindigul,
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.A.N.RAMANATHAN, Advocate(SR-33274[F] dated
29/10/2021)

Crl.O.P. (MD)No.16790 of 2021
29.10.2021

MGJ/PM(17.11.2021) 3P 6C