



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.16695 of 2021

WEB COPY

- 1.Balu @ Balasubramani
- 2.Udhaya @ Udhayaprakash
- 3.Ajith @ Sathiyakumar
- 4.Dhilip @ Dhilip Kumar
- 5.Ilavarasan
- 6.Mani @ Manikandan

... Petitioners/Accused
No.1,4,7,9,10 and 11

Vs.

- 1.The Deputy Superintendent of Police,
Illupur Sub Division,
Pudukkottai District.

- 2.The Inspector of Police,
Illupur Police Station,
Pudukkottai District.

... Respondents /
Complainants

- 3.Jeyaraman @ Jeyaramu

...3rd Respondent/
Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned Principal Sessions Judge (Special Judge for SC/ST Act) Pudukkottai District to consider the bail application filed by the petitioners on the same day of surrender in Crime No.425 of 2021, on the file of the first respondent police.

For Petitioners	: Mr.P.Ganapathi Subramanian
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 Principal Sessions Judge (Special Judge for SC/ST Act) Pudukkottai District to consider the bail application filed by the petitioners on the same day of surrender in Crime No.425 of 2021, on the file of the first respondent police.

2. The petitioners are the accused in Crime No.425 of 2021, on the file of the second respondent for the offences punishable under Sections 147, 341, 294(b), 323 IPC and Sections 3(i)(r), 3(i)(s) & 3(2)(va) of SC/ST (POA) Amendment Act 2015.



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.

WEB COPY 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 Principal Sessions Judge (Special Judge for SC/ST Act) Pudukkottai 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. Accordingly, this Criminal Original Petition is allowed.
Sd/-

Assistant Registrar (CO)

// 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. Principal Sessions Judge (Special Judge for SC/ST Act),
Pudukkottai District

2.The Deputy Superintendent of Police,
Illupur Sub Division,
Pudukkottai District.



3.The Inspector of Police,
Illupur Police Station,
Pudukottai District.

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

CrI.O.P. (MD) No.16695 of 2021
29.10.2021

PS (CO)
KB (09.11.2021) 3P 5C