



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.12.2021

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

CrI.O.P (MD)No.19301 of 2021

WEB COPY

1.Karan

2.Mathivanan

... Petitioners/

Accused No.1, and Rank not known

Vs

1.The Deputy Superintendent of Police,
Paramakudi,
Ramanathapuram District.

2.The Inspector of Police,
Chatrakudi Police Station,
Ramanathapuram District.
(Crime No.126 of 2021)

... Respondents/Complainants

3.Thangavel

... Respondent/

Defacto Complainant/Victim

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to direct the Special Court for Exclusive Trial Cases, registered under Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, Ramanathapuram, Ramanathapuram District to accept the surrender of the petitioners and consider their bail application and grant bail on the date of surrender itself, in Crime No.126 of 2021 on the file of the second respondent police.

For Petitioners
For R1 & R2

: Mr.D.Balamurugapandi
: Mr.M.Sakthi Kumar
Government Advocate (CrI.Side)

ORDER

Heard the learned counsel for the petitioners and the learned Government Advocate(CrI.Side) for the respondents 1 and 2.

2. Considering the nature of relief to be granted, notice to the defacto complainant is dispensed with.

3. The petitioners are figuring as accused Nos.1 to 3 in Crime No.126 of 2021 registered on the file of the second respondent for the offences under Sections 147, 148, 448, 324, 506(ii) of IPC r/w Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002 and Sections 3(1)(r) & 3(1)(W)(1) of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 2015.



4. After going through the contents of the FIR, I am of the view that it is a case fit for grant of relief under Section 482 of Cr.P.C., The petitioners undertake to surrender before the jurisdictional Court on 22.12.2021. The petitioners' surrender shall be accepted by the jurisdictional Court and their petition for bail shall be disposed of on the same day. The petitioners' counsel gives an undertaking that the defacto complainant will be notified about the proposed surrender of the petitioners on 22.12.2021. Such an intimation will be sent through registered post by tomorrow itself. The respondents 1 and 2 are also directed to give notice of hearing to the third respondent.

5. This Criminal Original Petition is disposed of with the following directions:-

(1) the petitioners shall surrender before the jurisdictional Court on 22.12.2021.

(2) the jurisdictional Court shall accept the surrender and dispose of the petitioners' bail petition on the same day of surrender on merits and in accordance with law.

Sd/-

Assistant Registrar (AD II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

rmi

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 Special Court for Exclusive Trial Cases, registered under Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, Ramanathapuram, Ramanathapuram District.

2.The Deputy Superintendent of Police,
Paramakudi,
Ramanathapuram District.

3.The Inspector of Police,
Chatrakudi Police Station,
Ramanathapuram District.



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

+1 CC to M/s.D.BALAMURUGAPANDI, Advocate (SR-37541[F] dated
07/12/2021)

Cr1.O.P (MD) No.19301 of 2021
07.12.2021

MGJ(13.12.2021) 3P 6C