



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.11.2021

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P (MD)No.18381 of 2021

WEB COPY

Barath

... Petitioner/Accused No.5

Vs

1.The Deputy Superintendent of Police,
Samayanallur,
Madurai District.

2.The Inspector of Police,
Alanganallur Police Station,
Madurai District.
(Crime No.293/2021)

... 1st & 2nd Respondents/Complainants

3.Muthaiah

...3rd Respondent/Defacto Complainant

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to accept the surrender of the petitioner before the learned 3rd Additional District and Sessions Court for the exclusive trial for PCR cases, Madurai in connection with Crime No.293 of 2021 on the file of the second respondent police and to consider the bail application filed by the petitioner on the same day.

For Petitioner : Mr.K.K.Samy
For R1 & R2 : Mr.M.Sakthi Kumar
Government Advocate (Crl.Side)

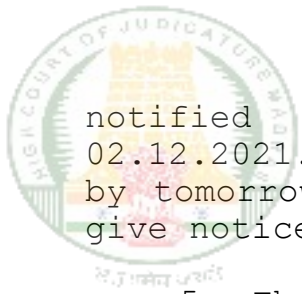
ORDER

Heard the learned counsel for the petitioner and the learned Government Advocate 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 petitioner is figuring as accused No.5 in Crime No.293 of 2021 registered on the file of the second respondent for the offences under Sections 147, 148, 294(b) & 506(ii) of IPC r/w Sections 3(1)(r), 3(1)(s) & 3(2)(va) of SC/ST Amendment 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 petitioner undertakes to surrender before the jurisdictional Court on 02.12.2021. The petitioner's surrender shall be accepted by the jurisdictional Court and his petition for bail shall be disposed of on the same day. The petitioner's counsel gives an undertaking that the defacto complainant will be



notified about the proposed surrender of the petitioner on 02.12.2021. 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 petitioner shall surrender before the jurisdictional Court on 02.12.2021.

(2) the jurisdictional Court shall accept the surrender and dispose of the petitioner's 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)

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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 3rd Additional District and Sessions Court for the exclusive trial for PCR cases, Madurai.

2.The Deputy Superintendent of Police,
Samayanallur,
Madurai District.

3.The Inspector of Police,
Alanganallur Police Station,
Madurai District.

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

+1 CC to M/s.K.K.SAMY, Advocate (SR-35920[F] dated 25/11/2021)

Crl.O.P(MD)No.18381 of 2021
24.11.2021

PS (CO)

GC/SKN(25.11.2021) 2P 6C