



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.12.2021

CORAM:

**THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN**

Crl.O.P (MD)No.19787 of 2021

WEB COPY

1.Vasudevan @ Seenivasagam

2.Gomathi ... Petitioners/Accused Nos.2 & 5

Vs

1.The State rep. by  
The Deputy Superintendent of Police,  
Kovilpatti Sub Division,  
Thoothukudi District. ... 1<sup>st</sup> Respondent/  
Investigation Officer

2.The State rep. by  
The Inspector of Police,  
Nalattin Pudur Police Station,  
Thoothukudi District.  
(Crime No.399 of 2021) ... 2<sup>nd</sup> Respondent / complainant

3.Ramakrishnan ... 3<sup>rd</sup> Respondent /  
Defacto Complainant

4.Kalaiselvan

5.Muthukumar ... Respondents 4 & 5 / injured

**PRAYER:** Petition filed under Section 482 Code of Criminal Procedure, to direct the Additional District and Sessions Court for the exclusive trial of PCR Act Cases, Thoothukudi, to dispose of the bail application of the petitioners on merits on the same day of their surrender before the above mentioned concerned Court in pending investigation of Crime No.399 of 2021 on the file of the second respondent.

For Petitioners : Mr.V.Neelakandan

For R1 & R2 : Mr.M.Sakthi Kumar  
Government Advocate (Crl.side)

**ORDER**

Heard the learned counsel for the petitioners and the learned Government Advocate for the respondents 1 and 2.

2. Considering the nature of relief to be granted, notice to the respondents 3 to 5 is dispensed with.



3. The petitioners are figuring as accused Nos.2 & 5 in Crime No.399 of 2021 registered on the file of the second respondent for the offences under Sections 147, 148, 294(b), 323 & 506(ii) of IPC r/w Sections 3(1)(r), 3(1)(s) & 3(2)(va) 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 23.12.2021. 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 23.12.2021. 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 respondents 3 to 5.

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

(1) the petitioners shall surrender before the jurisdictional Court on 23.12.2021.

(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 I)

// 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 Additional District and Sessions Judge for the exclusive trial of PCR Act Cases, Thoothukudi.

2.The Deputy Superintendent of Police,  
Kovilpatti Sub Division,  
Thoothukudi District.



3.The Inspector of Police,  
Nalattin Pudur Police Station,  
Thoothukudi District.

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

+1 CC to M/s.A.KARTHIK, Advocate ( SR-38793[F] dated 15/12/2021 )  
Crl.O.P (MD)No.19787 of 2021  
14.12.2021

MGJ(15.12.2021) 3P 6C