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Crl.O.P.(MD)No.15813 of 2022



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **08.09.2022**

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGO VAN**

Crl.O.P.(MD)No.15813 of 2022

Elangovan

.. Petitioner/Accused No.3

Vs.

1.State rep. by
The Deputy Superintendent of Police,
Jeeyapuram Sub-Division,
Trichy District.

2.The Inspector of Police,
Vathalai Police Station,
Trichy District.
(Crime No.131 of 2022)

.. Respondents/Complainant

3.Kannan

.. Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned I Additional District Judge (PCR), Trichy, Trichy District to accept the surrender of the petitioner and consider the bail application on merits on the date of his surrender in Crime No. 131/2022 on the file of the 2nd respondent police on the very same day.

For Petitioners : Mr.M.Pitchai Muthu

For Respondents : Mr.A.Albert James
Government Advocate (Crl. Side)



ORDER

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This petition has been filed to direct the learned I Additional District Judge (PCR), Trichy, Trichy District, to accept the surrender of the petitioner and consider the bail application on the date of his surrender in connection with Crime No.131 of 2022 on the file of the 2nd respondent Police.

2.The petitioner is the accused No.3 in Crime No.131 of 2022 on the file of the 2nd respondent police for the offences punishable under Sections 294(b), 323, 307 & 341 of IPC, r/w Section 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

3.Mr.A.Albert James, learned Government Advocate (Crl. side) accepts notice for the respondents 1 and 2. He submitted that no previous case is pending against the petitioner and the defacto complainant is sustained simple injuries.

4.Considering the facts and circumstances of the case, this Court is inclined to pass the following orders :-

1)The petitioner shall appear before the learned



I Additional District Judge (PCR Court),
Trichy, Trichy 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 petitioner and pass orders on merits on
the same day of their surrender, after hearing
the defacto complainant by complying with
Section 15A(5) of the Act.

5.With the above observation, this Criminal Original Petition is
disposed of.

08.09.2022

Index : Yes/No
Internet : Yes/No
TM

To

- 1.The I Additional District Judge (PCR Court), Trichy, Trichy District.
- 2.The Deputy Superintendent of Police,
Jeeyapuram Sub-Division,
Trichy District.
- 3.The Inspector of Police,
Vathalai Police Station,
Trichy District.



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

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G.ILANGOVAN. J.

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