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Crl.O.P.No.8080 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.04.2023

CORAM:

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.8080 of 2023

G.Thiyagarajan

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Mayiladuthurai.

2.State rep. by its Inspector of Police,
Sirkazhi Police Station,
Mayiladuthurai District.
(Crime No.181 of 2023)

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Criminal Procedure Code to direct the learned Principal District Court, Nagapattinam to accept the surrender of the petitioner herein and consider the Bail Petition concerned in Crime No.181 of 2023 on the file of the 2nd respondent police on the same day itself.

For Petitioner : Mr.J.Franklin

For Respondents : Mr.S.Santhosh
Government Advocate (Crl.Side)

ORDER



Crl.O.P.No.8080 of 2023

WEB COPY

This Criminal Original Petition has been filed to direct the learned Principal District Court, Nagapattinam to accept the surrender of the petitioner herein and consider the Bail Petition concerned in Crime No.181 of 2023 on the file of the 2nd respondent police on the same day itself.

2. In view of the specific bar under Section 18 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and also taking into consideration of the facts of the case, there shall be a direction to the learned Principal District Court, Nagapattinam to consider the petitioners' bail application on the same day of their surrender in connection with Crime No.181 of 2023 registered for the offence under Sections 294(b), 323, 506(i) of IPC read with Section 3(1)(r), 3(2)(va) of SC/ST (POA) Act on the file of the second respondent and pass appropriate orders in accordance with law. It is needless to say that the Court below while disposing the bail petition shall look into the gravity of the offence, previous antecedents of the petitioner and pass orders.

3.The petitioner shall surrender before the concerned Jurisdictional



Crl.O.P.No.8080 of 2023

Court, within a period of fifteen days from the date of the receipt of a copy of this Order, after affording due opportunity to the victims under Section 15-A of the SC/ST (POA) Act, 1989.

4. In view of the above, the Criminal Original Petition stands allowed.

12.04.2023

Index :Yes/No
Internet:Yes/No
Neutral Citation Case: Yes/No
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Crl.O.P.No.8080 of 2023

To
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- 1.The Deputy Superintendent of Police,
Mayiladuthurai.
- 2.State rep. by its Inspector of Police,
Sirkazhi Police Station,
Mayiladuthurai District.
3. The Public Prosecutor,
High Court of Madras.



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SUNDER MOHAN, J.

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Crl.O.P.No.8080 of 2023

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