



Crl.O.P.(MD)No.7854 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **26.04.2023**

CORAM:

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

Crl.O.P.(MD)No.7854 of 2023

1.Thangam

2.Sivapandi

... Petitioners/Accused 1 & 3

Vs.

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

2.The Inspector of Police,
Valandur Police Station,
Madurai District.

(Crime No.35 of 2023)

.. Respondents/Complainant

3.Ukkrapandi

... 3rd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the Additional District and Sessions Judge, Special Court of Exclusive Trial of Cases under SC/ST (POA) Act, 1989, Madurai, to consider the petitioners' bail application on the same day of their surrender in Crime No.35 of 2023 on the file of the respondent police.

For Petitioners : Mr.S.P.Prabakaran



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For Respondents : Mr.B.Nambiselvan for R1 & R2
Government Advocate (Crl. Side)

ORDER

This petition has been filed to direct the learned Additional District and Sessions Judge, Special Court of Exclusive Trial of Cases under SC/ST (POA) Act, 1989, Madurai, to accept the surrender of the petitioners and consider the bail application on the date of their surrender in connection with Crime No. 35 of 2023 on the file of the 2nd respondent Police.

2.The petitioners are the accused persons in Crime No.35 of 2023 on the file of the 2nd respondent police for the offences punishable under Section 294(b), 324, 506(ii) of IPC, Section 3(1)(r), 3(1)(s) and 3(2)(Va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 2015.

3.Mr.B.Nambiselvan, learned Additional Public Prosecutor, accepts notice for the respondents 1 and 2.

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



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1)The petitioners shall appear before the learned Additional District and Sessions Judge, Special Court of Exclusive Trial of Cases under SC/ST (POA) Act, 1989, Madurai, 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 petitioners and pass orders on merits on the same day of their surrender, after hearing the defacto complainant by complying with Section 15A(3) of the Act.

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

26.04.2023

Index : Yes/No

Internet : Yes/No

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To

1.The Additional District and Sessions Judge, Special Court of Exclusive Trial of Cases under SC/ST (POA) Act, 1989, Madurai.

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

3.The Inspector of Police,
Vandur Police Station, Madurai 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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