



WEB COPY

CrI.O.P.(MD)No.10349 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **13.06.2023**

CORAM:

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

CrI.O.P.(MD)No.10349 of 2023

Murugesan

... Petitioner/Sole Accused

Vs.

1.The Deputy Superintendent of Police,
Thiruchuli,
Virudhunagar District.

2.The Inspector of Police,
A.Mukkulam Police Station,
Virudhunagar District.
(Crime No.83 of 2023)

... Respondents 1 & 2 / Complainants

3.Thilagaraj ... 3rd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to issue a Direction, directing the Special Judge for SC/ST District and Sessions Court for the exclusive trial of PCR Cases (PCR Court), Virudhunagar sitting at Srivilliputhur to consider the petitioner bail application on the same day of his surrender in Crime No.83 of 2023 on the file of the 2nd respondent police.

For petitioner : Mr.S.Poornachandran

For Respondents : Mr.B.Nambiselvan for R1 & R2
Additional Public Prosecutor



ORDER

WEB COPY

This petition has been filed seeking direction to the learned Principal District and Sessions Judge, Virudhunagar District at Srivilliputtur (Special case for SC/ST Act Cases) to accept the surrender of the petitioner in connection with Crime No.83 of 2023 on the file of the 2nd Respondent Police on the same day of filing and to consider the Anticipatory Bail/ Bail petition filed by the petitioner on the same day of filing in accordance with law.

2.The petitioner are the accused persons in Crime No.83 of 2023 on the file of the 2nd respondent police for the offences punishable under Section 294(b), 323 of IPC and Sections 3(1)(r), 3(1)(s) & 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 :-

1)The petitioner shall appear before the learned



Principal District and Sessions Judge, Virudhunagar District at Srivilliputtur (Special case for SC/ST Act Cases), 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 his 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.

13.06.2023

Index : Yes/No
Internet : Yes/No
TM

To

1.The Principal District and Sessions Judge, Virudhunagar District at Srivilliputtur (Special case for SC/ST Act Cases).

2.The Deputy Superintendent of Police, Thiruchuli, Virudhunagar District.

3.The Inspector of Police, A.Mukkulam Police Station, Virudhunagar District.

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



WEB COPY



CrI.O.P.(MD)No.10349 of 2023

G.ILANGO VAN. J.

TM

CrI.O.P.(MD)No.10349 of 2023

13.06.2023