



WEB COPY

Crl.O.P.(MD)No.13784 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **02.08.2023**

CORAM:

THE HONOURABLE DR.JUSTICE **D.NAGARJUN**

Crl.O.P.(MD) No.13784 of 2023

- 1.Karthick
- 2.Arunkumar @ Arun
- 3.Harikaran @ Harikrishnan
- 4.Karthick
- 5.Bharthipan @ Pradapraja
- 6.Balamurugan
- 7.Aravinth

... Petitioners

Vs.

- 1.The Deputy Superintendent of Police,
Melur, Madurai District.
- 2.The Inspector of Police,
Melur Police Station,
Madurai District,
Crime No.456 of 2023.

- 3.Amsuumar

..Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned III Additional District and Sessions Judge (PCR Court), Madurai, to consider the petitioners' bail application on the



same day of their surrender in Crime No.456 of 2023 on the file of the respondent Police.

For Petitioner : Mr.R.Rajaraman

For R1 and R2 : Mr.B.Thanga Aravindh
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition is filed seeking for a direction to the learned III Additional District and Sessions Judge (PCR Court), Madurai, to consider the bail application of the petitioners on the same day on merits in Crime No.456 of 2023 on the file of the second respondent.

2.It is submitted by the learned counsel appearing for the petitioners that the petitioners are accused Nos.3 to 8 and 11 in Crime No.456 of 2023 on the file of the second respondent police, which was registered for the offences under Sections 147, 294(b), 323, 427, 506(i) and 379 IPC and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act, 2002, r/w Sections 3(1)(r) and 3(1)(s) of the SC/ST (Prevention of Atrocities) Act, 1989.



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3.The petitioners submit that they intend to surrender before the learned III Additional District and Sessions Judge (PCR Court), Madurai, and sought for a direction to dispose of the bail application on the very same day in Crime No.456 of 2023 on the file of the second respondent.

4.The learned Government Advocate (criminal side) appearing for the official respondents submits that no previous case is pending against the petitioners and no one is injured in this case.

5.Considering the circumstances, the petitioners are at liberty to surrender before the learned III Additional District and Sessions Judge (PCR Court), Madurai, within a period of 15 days from the date of receipt of a copy of this order. If the petitioners surrender and file bail application, the learned Special Judge is directed to dispose of the same as per law as expeditiously as possible preferably on the same day by giving notice to the prosecutor and on hearing both sides.

6.It is needless to state that merely because this direction is given to dispose of the application as expeditiously as possible on the very same day does not mean that the bail application shall be allowed. The



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learned Special Judge is required to hear both sides on merits and dispose of the same as per law.

Index : Yes/No
Internet : Yes/No
ssb

02.08.2023

To

- 1.The learned III Additional District and Sessions Judge (PCR Court),
Madurai.
- 2.The Deputy Superintendent of Police,
Melur, Madurai District.
- 3.The Inspector of Police,
Melur Police Station,
Madurai District,
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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DR.D.NAGARJUN. J.

ssb

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