



CrI.O.P.(MD) No.14719 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **22.08.2023**

CORAM:

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

CrI.O.P.(MD) No.14719 of 2023

Muthumayil

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Karaikudi, Sivagangai District.

2.The Inspector of Police,
Pallathur Police Station,
Sivagangai District.
(in Cr.No.59 of 2023)

3.Ravi

..Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned Judicial Magistrate, Karaikudi to accept the surrender of the petitioner and consider her bail application on the same day in Cr.No.59 of 2023 pending on the file of the 2nd Respondent Police.

For Petitioner	:Mr.KR.Bharathi Kannan
For R1 and R2	:Mr.B.Thanga Aravindh
	Government Advocate (crl.side)



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ORDER

This Criminal Original Petition is filed seeking for a direction to the learned Judicial Magistrate, Karaikudi, to consider the bail application of the petitioner on the same day on merits in Crime No.59 of 2023 on the file of the respondent No.2 police.

2.It is submitted by the learned counsel appearing for the petitioner that the petitioner is the accused No.2 in Crime No.59 of 2023 on the file of the respondent No.2 police, which was registered for the offences under Sections 420, 294(b) and 506(i) IPC and Section 3(1)(r), 3(1)(s) of the SC/ST (Prevention of Atrocities) Act, 1989, and that she intends to surrender before the learned Special Judge and sought for a direction to dispose of the bail application on the very same day in Crime No.59 of 2023 on the file of the respondent No.2 police.

3.Learned Government Advocate (Criminal Side) on the other hand submits that no previous case is pending against the petitioner.



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4.Considering the circumstances, the petitioner is at liberty to surrender before the learned Judicial Magistrate, Karaikudi, within a period of 15 days from the date of receipt of a copy of this order. If the petitioner surrenders and files 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.

5.It is needless to state that merely because this direction is given to dispose of the application as expeditiously as possibly on the very same day does not mean that the bail application shall be allowed. The learned Special Judge is required to hear both sides on merits and dispose of the same as per law. This Petition is disposed of, accordingly.

Speaking : Yes / No
NCC : Yes / No
Internet : Yes / No
Index : Yes / No

22.08.2023

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To

- 1.The Judicial Magistrate, Karaikudi.
- 2.The Deputy Superintendent of Police,
Karaikudi, Sivagangai District.
- 3.The Inspector of Police,
Pallathur Police Station,
Sivagangai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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DR.D.NAGARJUN. J.

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