



Crl.O.P.(MD) No.16378 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.09.2023

CORAM:

THE HONOURABLE DR.JUSTICE D.NAGARJUN

Crl.O.P.(MD)No.16378 of 2023

Velmurugan @ Velu

... Petitioner

Vs.

State represented by its

1. The Deputy Superintendent of Police,
Karur,
Karur District.

2. The Inspector of Police,
Thanthonimalai Police Station,
Karur District,
(In Crime No. 396 of 2023)

3. Raj Kumar

...Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the Principal District and Sessions Judge, Karur to consider the bail application of the Petitioner on the same day of their surrender before that court in connection with Crime No. 396 of 2023 on the file of the Respondent.



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For Petitioner :Mr.Anandakumar. N

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

ORDER

This Criminal Original Petition is filed seeking for a direction to the learned Principal District and Sessions Judge, Karur to consider the bail application of the petitioner on the same day on merits in Crime No.396 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.396 of 2023 on the file of the respondent No.2 police, which was registered for the offences under Sections 294(b), 323 and 506 (1) IPC and Section 3(1)(r), 3(1)(s), 3(2)(va), of the SC/ST (Prevention of Atrocities) Amendment Act, 2015, and that he 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.396 of 2023 on the file of the respondent No.2 police.



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WEB COPY 3.Learned Government Advocate (Criminal Side) on the other hand submits that the accused is having no previous case.

4.Considering the circumstances, the petitioner is at liberty to surrender before the learned Principal District and Sessions Judge, Karur, 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
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To

1. The Deputy Superintendent of Police,
Karur,
Karur District.
2. The Inspector of Police,
Thanthonimalai Police Station,
Karur District,
3. The Principal District and Sessions Judge,
Karur.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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DR.D.NAGARJUN. J.

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