



CRL.O.P.(MD)No.17172 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 25.09.2023

CORAM

THE HONOURABLE DR.JUSTICE D.NAGARJUN

CRL.O.P.(MD)No.17172 of 2023

Velmurugan @ Murugavel

... Petitioner

Vs

1.The Deputy Superintendent of Police,
Dindigul Rural,
Dindigul District.

2.The Inspector of Police
Sempatti Police Station,
Dindigul District.
(Crime No.289 of 2023).

3.Ranjith

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying, to direct the learned Special Court for Exclusive Trial of Cases under SC/ST(POA) Act, Dindigul, to consider the bail application on his surrender on the same day, if any petition filed by the Petitioner in Crime No.289 of 2023 on the file of the second respondent police.

For Petitioner : Mr.C.Susi Kumar

For R-1 & R-2 : Mr.B.Thanga Aravindh
Government Advocate (Crl. side)



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ORDER

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This Criminal Original Petition is filed under Section 482 of Cr.P.C. seeking for a direction to the learned Special Court for Exclusive Trial of Cases under SC/ST(POA) Act, Dindigul, to consider the bail application on his surrender on the same day in Crime No.289 of 2023 on the file of the second respondent police.

2. It is submitted by the learned counsel that the petitioner is the accused in Crime No.289 of 2023 on the file of the second respondent police, which was registered for the offences under Sections 294 (b), 323 and 506 (i) 324 of IPC r/w Sections 3 (1) (r), 3 (1) (s) and 3 (2) (Va) of the SC/ST (Prevention of Atrocities) Act, 1989 and the petitioner submits 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.289 of 2023 on the file of the second respondent.

3. Learned Government Advocate (Criminal Side) submits that there is no previous criminal history.

4. Considering the circumstances, the petitioner is at liberty to surrender before the learned Special Judge for Exclusive Trial of Cases under



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SC/ST (POA) Act, Dindigul, 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 possibly on the very same day, it does not mean that the bail application shall be allowed. The learned Special Judge is directed to consider and dispose of the same on hearing both sides on the basis of merits and as per law.

6. With the above direction, the Criminal Original Petition is disposed of.

25.09.2023

NCC:yes/no
Index:yes/no
Internet:yes/no

tsg



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DR.D.NAGARJUN, J.

tsg

To

- 1.The Special Court for Exclusive Trial of Cases
under SC/St (POA) Act, Dindigul.
- 2.The Deputy Superintendent of Police,
Dindigul Rural,
Dindigul District.
- 3.The Inspector of Police
Sempatti Police Station,
Dindigul District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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