



CrI.O.P.(MD)No.17479 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: **03.10.2023**

CORAM:

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

CrI.O.P.(MD)No.17479 of 2023

1. Ramaraj @ Ramarajan
2. Pandi @ Oomai Pandi
3. Rajkumar
4. Thungammal @ Veluthai
5. Siva @ Sivakumar
6. Alex Pandi @ Alex Kumar
7. Shanmuga Priya
8. Ramuthai ... Petitioners/Accused rank not known

Vs.

1. The Deputy Superintendent of Police,
Nilakottai Division,
Dindigul District.
2. The Inspector of Police,
Batlagundu Police Station,
Dindigul District.
(Crime No.355/2023). ...1st and 2nd Respondents/Complainants
3. Pichaimuthu ... 3rd Respondent/Defacto Complainant



PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the Special Court for trial of SC/ST Act Cases, Dindigul to consider their bail application on the same day of their surrender in respect of Crime No.355/2023 on the file of the 2nd respondent pending investigation.

For Petitioners : Mr.Venkatesh.D

For R1 and R2 : Mr.M.Vaikkam Karunanithi
Government Advocate (Crl. Side)

ORDER

This petition has been filed to direct the Special Court for trial of SC/ST Act Cases, Dindigul to consider their bail application on the same day of their surrender in respect of Crime No.355/2023 on the file of the 2nd respondent pending investigation.

2.The petitioners are the accused persons in Crime No.355 of 2023 on the file of the 2nd respondent police for the offences punishable under Sections 147, 148, 294(b), 342, 324 of IPC and Sections 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.



WEB COPY

3.Mr. M.Vaikkam Karunanithi, learned Government Advocate (Crl.Side), accepts notice for the respondents 1 and 2. He would further submit that it is a case and counter case. The counter case has been registered in Crime No.354 of 2023. He has no objection to allow this petition.

4.Considering the facts and circumstances of the case, this Court is inclined to pass the following orders :-

1)The petitioners shall appear before the learned District and Sessions Judge, Special Court for Exclusive Trial of case under SC/ST(POA) Act 1989, Dindigul District, 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 petitioners and pass orders on merits on the same day of their surrender, after hearing the defacto complainant by complying with Section 15A(3) of the Act.



Crl.O.P.(MD)No.17479 of 2023

WEB COPY

5. With the above observation, this Criminal Original Petition is disposed of.

03.10.2023

Index : Yes/No

Internet : Yes/No

Indu

To

1. The Deputy Superintendent of Police,
Nilakottai Division,
Dindigul District.
2. The Inspector of Police,
Batlagundu Police Station,
Dindigul District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



CrI.O.P.(MD)No.17479 of 2023

G.ILANGOVAN. J.

Indu

CrI.O.P.(MD)No.17479 of 2023

03.10.2023