



CrI.O.P.(MD)No.17715 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **05.10.2023**

CORAM:

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

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- 1.Lakshmipathi Raj
- 2.Dhasarathan
- 3.Marimuthu @ Muthukrishnan
- 4.Selvi @ Balaselvi
- 5.Kanagavalli @ Kanaga ... Petitioners/Accused Nos.1 to 5

Vs.

- 1.The State of Tamil Nadu
rep. by Deputy Superintendent of Police,
Natham Division (Rural),
Dindigul District.
(Crime No.499 of 2023)
- 2.The Inspector of Police,
Natham Police Station,
Dindigul District.
(Crime No.499 of 2023)
- 3.Ganesan ... Respondents/Respondents

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to issue a suitable direction, directing the Special Court for PCR Cases, Dindigul to consider the bail application of the petitioners/ Accused Nos.1 to 5 on the same day of their surrender in Crime No.499



of 2023, on the file of the 2nd respondent.

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For Petitioners : Mr.K.R.Manimaran

For Respondents : Mr.M.Vaikkam Karunanithi for R1 & R2
Government Advocate (Crl. Side)

ORDER

This petition has been filed to direct the learned Sessions Judge Special Court for PCR Cases, Dindigul, to accept the surrender of the petitioners and consider the bail application on the date of their surrender in connection with Crime No. 499 of 2023 on the file of the 2nd respondent Police.

2.The petitioners are the accused persons in Crime No.499 of 2023 on the file of the 2nd respondent police for the offences punishable under Sections 147, 341, 294(b), 323 and 506(i) of IPC and Section 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

3.Mr.M.Vaikkam Karunanithi, learned Government Advocate (Crl. side), accepts notice for the respondents 1 and 2. He would further submitted the injured in this case has been discharged from the hospital. There is no previous case against the petitioners.



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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 Sessions Judge Special Court for PCR Cases, Dindigul, 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.

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

05.10.2023

Index : Yes/No
Internet : Yes/No
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To

- 1.The Sessions Judge Special Court for PCR Cases, Dindigul.
- 2.The Deputy Superintendent of Police,
Natham Division (Rural),
Dindigul District.



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3. The Inspector of Police,
Natham Police Station,
Dindigul District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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