



Crl.O.P.(MD)No.17906 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **09.10.2023**

CORAM:

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

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1. V.Sivaraman @ Sivaram

2. Mottaigopuram @ Mottaikopuram

3. Dineshkumar @ Dhinesh

... Petitioners/Accused
1 to 3

Vs.

1. The Deputy Superintendent of Police,
Aruppukottai,
Virudhunagar District.

2. The Inspector of Police,
Aruppukottai Taluk Police Station,
Aruppukottai,
Virudhunagar District.
(Crime No.137/2023).

...1st and 2nd Respondents/Complainants

3. Ramesh

... 3rd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct learned Special Judge for SC/ST (POA) Act Cases, Srivilliputhur to consider the bail applications to be filed by the petitioners in Crime no.152/2023 pending investigation on the file of the



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first respondent on the same day of their surrender.

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

ORDER

This petition has been filed to direct learned Special Judge for SC/ST (POA) Act Cases, Srivilliputhur to consider the bail applications to be filed by the petitioners in Crime no.152/2023 pending investigation on the file of the first respondent on the same day of their surrender.

2.The petitioners are the accused persons in Crime No.152 of 2023 on the file of the 2nd respondent police for the offences punishable under Section 294(b), 336, 504 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 submit that there is no previous case pending against the petitioner and no injury in this case.



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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 Special Judge for SC/ST (POA) Act Cases, Srivilliputhur, 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.

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Index : Yes/No
Internet : Yes/No
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1. The Special Court for SC/ST (POA) Act Cases, Srivilliputhur.
2. The Deputy Superintendent of Police,
Aruppukottai,
Virudhunagar District.
3. The Inspector of Police,
Aruppukottai Taluk Police Station,
Aruppukottai,
Virudhunagar District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN. J.

Indu

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