



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **11.10.2023**

CORAM:

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

Crl.O.P.(MD)No.18155 of 2023

Thangarasu

... Petitioner/ Sole Accused

Vs.

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

2.The Inspector of Police,
Thogamalai Police Station,
Karur.

Crime No.411 of 2023. ... Respondents 1 and 2/Complainant

3.Manimaran ... 3rd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned Principal District and Sessions Judge, Karur, (Special Court for PCR cases) to consider the bail application of the petitioner on the same day of his surrender in Crime No.411/2023 on the file of the second respondent.

For petitioner : Mr.V.Vishnu

For Respondents : Mr.M.Vaikkam Karunanithi
Government Advocate (Crl. Side)



ORDER

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This petition has been filed seeking direction to the learned District and Sessions Judge, Principal District and Sessions Judge, Karur, (Special Court for PCR cases), to accept the surrender of the petitioner in connection with Crime No.411 of 2023 on the file of the 2nd Respondent Police on the same day of filing and to consider the Anticipatory Bail/ Bail petition filed by the petitioner on the same day of filing in accordance with law.

2.The petitioner is the accused persons in Crime No.411 of 2023 on the file of the 2nd respondent police for the offences punishable under Section 294(b), 427, 506(i) of IPC and Section 3(1)(r), 3(1)(s) of SC / ST (POA) Act.

3.Mr.M.Vaikkam Karunanithi, learned Government Advocate (Crl. Side), accepts notice for the respondents 1 and 2. He would further submit that no previous case is pending against the petitioner.

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

1)The petitioner shall appear before the learned



Principal District and Sessions Judge, Karur,
(Special Court for PCR cases), 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 petitioner and pass orders on merits on
the same day of his surrender, after hearing the
defacto complainant by complying with
Section 15A(3) of the Act.

3) At the time of hearing the bail application of
the petitioner, the trial Court may take note of
the damage that has been caused by the
petitioner.

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

11.10.2023

NCC : Yes / No
Index : Yes/No
Internet : Yes/No

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G.ILANGO VAN. J.

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To

- 1.The Principal District and Sessions Judge, Karur.
- 2.The Deputy Superintendent of Police, Kulithalai,
Karur District.
- 3.The Inspector of Police, Thogamalai Police Station, Karur.
Crime No.411 of 2023.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

CrI.O.P.(MD)No.18155 of 2023

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