



CrI.O.P.(MD)No.20564 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: **16.11.2023**

CORAM:

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

CrI.O.P.(MD)No.20564 of 2023

Chellakkannu ... Petitioner/Accused Rank not known

Vs.

1.The Deputy Superintendent of Police,
Kottaiappattinam Division,
Pudukottai District. ... 1st Respondent/Investigating Officer

2.The Inspector of Police,
Manamelkudi Police Station,
Pudukottai District.
Crime No.180 of 2023. ... 2nd Respondent/Complainant

3.Sarathkumar ... 3rd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, issue a direction directing the Learned Special Court for Trial of SC/ST Act Cases, Pudukkottai, to consider the Petitioner's bail application on the same day of their surrender in Cr.No.180 of 2023 on the file of the 2nd Respondent.

For petitioner : Mr.T.Leninkumar

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



ORDER

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This petition has been filed seeking direction to the learned District and Sessions Judge, Special Court for Trial of SC/ST Act Cases, Pudukkottai, to accept the surrender of the petitioner in connection with Crime No.180 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.180 of 2023 on the file of the 2nd respondent police for the offences punishable under Section 294(b) & 506(i) of IPC and under Sections 3(1)(r), 3(1)(s) & 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 the petitioner has no previous case and there is no injury in this case.

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 District and Sessions Judge, Special Court for Trial of SC/ST Act Cases, Pudukkottai, 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.

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

16.11.2023

Index : Yes/No

Internet : Yes/No

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To

1.The District and Sessions Judge, Special Court for Trial of SC/ST Act Cases, Pudukkottai.

2.The Deputy Superintendent of Police,
Kottaipattinam Division,
Pudukkottai District.

3.The Inspector of Police,
Manamelkudi Police Station,
Pudukkottai District.



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4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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G.ILANGO VAN. J.

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