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Crl.O.P.(MD)No.20588 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **16.11.2023**

CORAM:

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

Crl.O.P.(MD)No.20588 of 2023

1.Rajeshwari

2.Sakthivel

... Petitioners/Accused Nos.4 & 5

Vs.

1.The Deputy Superintendent of Police,
Karur District.

2.State represented by
The Sub-Inspector of Police,
All Women Police Station,
Kulithalai,
Karur District.

Crime No.21 of 2023.

... 1st and 2nd Respondents/Complainants

3.Archana

... 3rd Respondent/Defacto Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned Principal Sessions Judge (Special court for SC/ST Cases), Karur, to accept the surrender and consider the bail application to be filed by the petitioners on the same day on merits in Crime No. 21 of 2023 on the file of the 2nd respondent police.

For Petitioners : Mr.N.Sudhagar Nagaraj



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

ORDER

This petition has been filed to direct the learned Principal Sessions Judge (Special court for SC/ST Cases), Karur, to accept the surrender of the petitioners and consider the bail application on the date of their surrender in connection with Crime No. 21 of 2023 on the file of the 2nd respondent Police.

2.The petitioners are the accused persons in Crime No.21 of 2023 on the file of the 2nd respondent police for the offences punishable under Sections 417, 376, 294(b) of IPC and Section 3(1)(r), 3(1)(s), 3(1)(w)(i), 3(1)(w)(ii) and 3(2)(V) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 2015.

3.Mr.M.Vaikkam Karunanithi, learned Government Advocate (Crl. side), accepts notice for the respondents 1 and 2. He would further submitted there is no previous case against the petitioners.

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 Principal Sessions Judge (Special court for SC/ST Cases), Karur, 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.

16.11.2023

Index : Yes/No
Internet : Yes/No
TM

To

- 1.The Principal Sessions Judge (Special court for SC/ST Cases), Karur.
- 2.The Deputy Superintendent of Police,
Karur District.
- 3.The Sub-Inspector of Police,
All Women Police Station,
Kulithalai, Karur 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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