



Crl.O.P.(MD) No.21295 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.11.2023

CORAM:

THE HONOURABLE MR. JUSTICE G.ILANGO VAN

Crl.O.P.(MD) No.21295 of 2023

1. Eswari @ Thangamani

2. Sivakumar

... Petitioners

Vs

1. The Deputy Superintendent Of Police,
Palani Division, Dindigul District.

2. The Inspector of Police,
Swaminathapuram Police Station,
Dindigul District. Crime No. 162 of 2023.

3. Magudeeswari

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying this Court to direct the Special Court for trial of SC/ST Act Cases, Dindigul to consider their bail application on the same day of their surrender in respect of Crime No. 162 of 2023 on the file of the 2nd respondent.

For Petitioners : Mr. D.Venkatesh

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



Crl.O.P.(MD) No.21295 of 2023

ORDER

WEB COPY

This Criminal Original Petition had been filed to direct the learned Judge, Special Court for trial of SC/ST Act Cases, Dindigul to consider the petitioners bail applications on the same day of surrender in Crime no.162 of 2023.

2.The petitioners are A1 and A2 in Crime No.162 of 2023 on the file of the 2nd respondent police for the offences punishable under Sections 294(b), 323, 506(i) IPC r/w Section 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.

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 **Judge, Special Court for trial of SC/ST Act Cases, Dindigul** , within a period of 15 days from the date of receipt of a copy of this order.*



Crl.O.P.(MD) No.21295 of 2023

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.

27.11.2023

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

To

1.The Judge, Special Court for trial of SC/ST Act Cases, Dindigul

2. The Deputy Superintendent Of Police,
Palani Division, Dindigul District.

3. The Inspector of Police,
Swaminathapuram Police Station,
Dindigul District. Crime No. 162 of 2023.

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



WEB COPY



CrI.O.P.(MD) No.21295 of 2023

G.ILANGOVAN, J.

PNM

ORDER IN
CrI.O.P.(MD) No.21295 of 2023

27.11.2023