



WEB COPY

CrI.O.P.(MD)No.23287 of 2023



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:22.12.2023

CORAM:

THE HONOURABLE MR.JUSTICE **G.ILANGOVAN**

CrI.O.P.(MD) No.23287 of 2023

1.Arun

2.Prabhakaran

... Petitioners/Accused Nos.1 & 2

Vs.

1.The Deputy Superintendent of Police,
Melur Sub Division,
Madurai District.

2.The Inspector of Police,
Kottampatti Police Staiton,
Madurai District.
(In Crime No.362 of 2023)

...Respondents No.1 and 2/
Complainants

3.C.Chandra Selvam

...3rd Respondent/Defacto
Complainant

PRAYER : Criminal Original Petition is filed under Section 482 of Cr.P.C, to direct the learned Special Court for PCR Cases, Tirunelveli, to accept the surrender of the petitioner and consider his bail applications on the same day in Crime No.362 of 2023 pending on the file of the second respondent Police.



Crl.O.P.(MD)No.23287 of 2023

For Petitioners : Mr.R.Anandharaj
For R1 & R2 : Mr.R.M.Anbunithi
Additional Public Prosecutor (Crl.side)

ORDER

This petition has been filed to direct the learned Special Court for PCR Cases, Tirunelveli, to accept the surrender of the petitioner and consider his bail applications on the same day in Crime No.362 of 2023 pending on the file of the second respondent Police.

2.The petitioners are the accused persons in Crime No.362 of 2023 on the file of the 2nd respondent Police for the offences punishable under Section 294(b), 323 and 506(ii) of IPC and Sections 3(1)(r) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

3.Mr.R.M.Anbunithi, learned Additional Public Prosecutor, accepts notice for the respondents 1 and 2. He would further submit that there is no previous case pending against the petitioner and there is 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 Special Court for PCR Cases, Tirunelveli, 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.

22.12.2023

Index : Yes/No
Internet : Yes/No
Indu



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G.ILANGOVAN. J.

Indu

To

- 1.The Special Court for PCR Cases, Tirunelveli.
- 2.The Deputy Superintendent of Police,
Melur Sub Division,
Madurai District.
- 3.The Inspector of Police,
Kottampatti Police Staiton,
Madurai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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