



CrI.O.P.(MD) No.2813 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.02.2024

CORAM

THE HON'BLE MR.JUSTICE SATHI KUMAR SUKUMARA KURUP

CRL.O.P (MD) No.2813 of 2024

1. Soundararajan

2. Prakash

... Petitioners

VS

1. The Deputy Superintendent of Police
Papanasam,
Thanjavur District.

2. State represented through
The Inspector of Police
Ayyampettai Police Station,
Thanjavur District.
(In Crime No.110 of 2024)

3.Pandiyan

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned I Additional District and Sessions Judge, Special Court for the Exclusive Trial under SC and ST Prevention of Atrocities Act Cases (PCR Court), Thanjavur District to accept the surrender of the Petitioner and consider their bail application on the same



CrI.O.P.(MD) No.2813 of 2024

day on merits in relating to Crime No.110 of 2024 on the file of the second Respondent.

For Petitioners : Mr.S.Sathya Chidambaram
For R1 & R2 : Mr.M.Veeranthiran
Government Advocate (Crl. side)

ORDER

The learned Counsel for the Petitioner submitted that the Petitioner s had filed this Criminal Original Petition seeking direction against the learned I Additional District and Sessions Judge, Special Court for Exclusive Trial of Cases under SC and ST (Prevention of Atrocities) Act, Thanjavur, to accept the surrender of the Petitioners and consider their bail application in Crime No.110 of 2024, pending before the second Respondent.

2. The learned Government Advocate (Criminal Side) appearing for the Respondents 1 and 2 would submit that the Petitioners are alleged to have attacked the third Respondent/de-facto complainant and abused him in a filthy language including his caste name. The first Petitioner's son and the



CrI.O.P.(MD) No.2813 of 2024

second Petitioner had attacked the third Respondent on his abdomen for which the third Respondent/de-facto complainant suffered injuries and he was admitted in the hospital as an inpatient for three days. Hence, the case was registered in Crime No.110 of 2024, based on the complaint of the third Respondent with the second Respondent. The first Petitioner has no previous case pending against him.

3. Considering the submissions made by the learned Government Advocate (Criminal Side) and the learned Counsel for the Petitioners, this Court directs the Petitioners to surrender before the learned I Additional District and Sessions Judge, Special Court for the Exclusive Trial of cases under SC and ST (Prevention of Atrocities) Act, Thanjavur, within 15 days from the date of receipt of a copy of this order or from the date of uploading the copy of this order in the official web-site of this Court.

4. On such surrender by the Petitioner and on filing an application for bail, the learned I Additional District and Sessions Judge, Special Court for the Exclusive Trial of cases under SC and ST (Prevention of Atrocities) Act, Thanjavur, shall consider the bail application of the Petitioners, after



Crl.O.P.(MD) No.2813 of 2024

issuing notice to the victim of crime/De-facto Complainant and after hearing the objections of the victim of the crime, shall pass appropriate orders as per law.

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

22.02.2024

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

jbr

To

1. The Special Court for PCR Cases,
Thanjavur District.
2. The Deputy Superintendent of Police
Papanasam,
Thanjavur District.
3. The Inspector of Police
Ayyampettai Police Station,
Thanjavur District,
Sivagangai.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai

4/5



WEB COPY



Crl.O.P.(MD) No.2813 of 2024

SATHI KUMAR SUKUMARA KURUP, J.

jbr

CRL.O.P (MD) No.2813 of 2024

22.02.2024