



CRL OP(MD). No.9599 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated : 01.07.2024

CORAM

THE HON'BLE MR.JUSTICE B.PUGALENDHI

CRL OP(MD). No.9599 of 2024

1. Sathyaraj
2. Mathiyalagan @ Mathi
3. Veerappan

... Petitioners

versus

1. The Deputy Superintendent of Police,
Pattukkottai,
Thanjavur District.
2. State Rep. by
The Inspector of Police,
Sethubavachathiram Police Station,
Thanjavur District.

3. Vinoth

... Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned District and Sessions Judge (Special Court for PCR Cases), Thanjavur, to accept the surrender of the petitioners and consider their bail application on the same on merit relating to Crime No.122 of 2024, dated 08.05.2024.

For Petitioners : Mr.M.Karunanith
For R1 and R2 : Mr.M.Sakthi Kumar
Government Advocate (Crl. side)



CRL OP(MD). No.9599 of 2024

WEB COPY

ORDER

The petitioners are the accused in Crime No.122 of 2024 on the file of the 2nd respondent Police. The said case was registered for the offence under Sections 147, 148, 341, 342, 294(b), 323, 324 and 506(ii) IPC and Sections 3(1)(r), 3(1)(s) and 3(2)(va) of SC/ST (POA) Act, 1989. Therefore, the petitioners have moved this petition seeking a direction to the learned District and Sessions Judge (Special Court for PCR Cases), Thanjavur, to consider their bail petitions on the date of surrender.

2. The learned counsel appearing for the petitioners submits that the petitioners and the defacto complainant are living in the same village. The alleged occurrence is said to have taken place over the dispute with regard to entering into a temple. He further submits that it is a case in counter. He further submits that Section 18 of the SC/ST (POA) Act prohibits grant of anticipatory bail in the cases registered under the SC/ST (POA) Act. In view of the bar under Section 18 of the SC/ST (POA) Act, the petitioners are inclined to surrender before the Special Court concerned and to seek regular bail. Therefore, the petitioners seek



WEB COPY



CRL OP(MD). No.9599 of 2024

B.PUGALENDHI, J.

ogy

To

1. The learned District and Sessions Court,
(Special Court for PCR Cases),
Thanjavur.
2. The Deputy Superintendent of Police,
Pattukkottai,
Thanjavur District.
3. The Inspector of Police,
Sethubavachathiram Police Station,
Thanjavur District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
CrI.O.P.(MD)No.9599 of 2024

01.07.2024