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Crl.O.P.(MD)No.21842 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.12.2024

CORAM

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.(MD)No.21842 of 2024

Minor. A.Manikandan
Rep. by his father and natural guardian
Asaithambi
S/o. Ramachandran
No.16, Keela thondi, Vinayakar Pettai
Thiruvudaimaruthur Taluk
Thanjavur

.. Petitioner

Vs.

The Inspector of Police
Thiruvudaimaruthur Police Station
Thanjavur District

.. Respondent

PRAYER : Criminal Original Petition filed under Section 528 of BNSS,
to direct the Juvenile Justice Board, Thanjavur to consider the bail
application of the petitioner on the same day of his surrender in Crime no.
805 of 2024 on the file of the respondent Police.

For Petitioner : Mr.R.Srinivasan
For Respondent : Mr.A.Thirvadi Kumar
Additional Public Prosecutor



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ORDER

This Criminal Original Petition has been filed to direct the Juvenile Justice Board, Thanjavur to consider the bail application of the petitioner on the same day of his surrender in Crime no.805 of 2024 on the file of the respondent Police.

2. The petitioners aged about 17 years college going student had swung the sickle in middle of the road with spark flying and threatened the general public and hence a case has been projected against the petitioner and he was arrested. The petitioner son is a college going student and due to his age and ill advice without knowing the consequences and seriousness and without knowing the antecedents of the others had joined with them and now he is facing prosecution.

3. The contention of the petitioner is that normally they would be given details to the juvenile home and the juveniles will be in the reform home and thereafter some time only bail will be granted. In this case the petitioner is a college student and if he is detained in the reform home along with other inmates the chances of the petitioner's son getting



affected is probable. This will only do harm than doing good to the petitioner.

4. The learned Additional Public Prosecutor also not disputed the fact that the petitioner is the college student and he has committed the offence by showing sickle in the middle of the road with spark fire which would attract Arms Act. The petitioner has not shown any remorse and he needs to be sent for counselling as well as for community service as per Section 18(c) Juvenile Justice(Care and Protection of Children) Act.

5. Considering the submission and the limited prayer of the petitioner to consider the bail application of the petitioner on same day the Juvenile Justice Board is directed to consider bail application on the same day and pass order on merits and in accordance with law. Further in the event of granting bail to the petitioner he may be directed to do community service in the Government Blind School at Thanjavur during weekends i.e., every Saturday and Sunday for three weeks.



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6. With the above direction, the Criminal Original Petition stands disposed of.

12.12.2024

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

1. The Government Blind School, Thanjavur
2. The Inspector of Police
Thiruvidaimaruthur Police Station
Thanjavur District
3. The Juvenile Justice Board
Thanjavur
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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M.NIRMAL KUMAR,J.

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