



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.03.2013

CORAM:

WEB COPY

THE HONOURABLE MS.JUSTICE **K.B.K.VASUKI**

Crl.O.P(MD)No.5403 of 2013

Sethu

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Thirupparankundram,
Madurai.

2.State Rep. By
The Inspector of Police,
D-2, Perungudi Police Station,
Madurai District.
(Crime No.66 of 2013)

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, praying to direct the learned III-Additional District Sessions Judge (PCR Court), Madurai to accept the surrender of the petitioner and consider his bail application on the same day on merits in relating to Crime No.66 of 2013 dated 19.03.2013 on the file of the respondent.

For Petitioner : Mr.S.Mahendrapathy

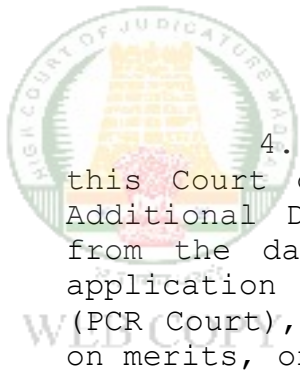
For Respondents : Mr.K.V.Rajarajan
Govt. Advocate (Crl.Side)

ORDER

This petition is filed, praying for a direction to the learned III-Additional District Sessions Judge (PCR Court), Madurai to accept the surrender of the petitioner herein in Crime No.66 of 2013 pending investigation on the file of the respondent police and to consider the bail application, on the same day.

2. Heard the submissions made by the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent State.

3. The learned counsel for the petitioner submits that the petitioner has been implicated in this case for the alleged offences under Sections 294(b), 323 and 506(i) of the Indian Penal Code and read with Section 3(1)(x) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and in view of the specific bar under Section 18 of the SC/ST Act, he cannot move any anticipatory bail application and therefore, the petitioner has come forward with the above said prayer.



4. Having regard to the facts and circumstances of the case, this Court directs the petitioner to surrender before the learned III-Additional District Sessions Judge (PCR Court), Madurai within ten days from the date of receipt of a copy of this order and file necessary application for bail. The learned III-Additional District Sessions Judge (PCR Court), Madurai shall consider the same and pass appropriate orders, on merits, on the same day of surrender of the petitioner.

5. This Criminal Original Petition is ordered accordingly.

Sd/-
Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1.The Deputy Superintendent of Police,
Thirupparankundram,
Madurai.

2.The Inspector of Police,
D-2, Perungudi Police Station,
Madurai District..

3.The III-Additional District Sessions Judge
(PCR Court), Madurai.

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

+1cc to Mr.S.Mahendrapathy Advocate SR.No.17186.

Vsm

TS/10.04.2013/ 2p - 6c//

Cr1.O.P(MD)No.5403 of 2013

28.03.2013.