

Dhiran Vs. State Represented by, The Deputy Superintendent of Police, Madurai District

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Court : Chennai Madurai

Decided On : Mar-31-2016

Judge : P.N. Prakash

Appeal No. : Crl.O.P.(MD) No. 5543 of 2016

Appellant : Dhiran

Respondent : State Represented by, The Deputy Superintendent of Police, Madurai District

Judgement :

(Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to direct the learned Principal Sessions Judge, Madurai to pass order on the bail petition filed by the petitioner on the same day of surrender in Crime No.120 of 2016 on the file of the respondent police.)

1. This petition has been filed, seeking to direct the learned Principal Sessions Judge, Madurai to pass order on the bail petition filed by the petitioner on the same day of surrender in Crime No.120 of 2016 on the file of the respondent police.

2. Learned counsel for the petitioner submits that the petitioner has been implicated in this case for the alleged offences under Sections 294(b), 323, 506(i)

IPC r/w Section 3(2)(v)a of SC/ST Act in Crime No.120 of 2016 and that in view of the specific bar under Section 18 of the said Act, the petitioner cannot move any anticipatory bail application and therefore, the petitioner has come forward with the said prayer.

3. Learned Government Advocate (Crl.Side) takes notice for the respondent.

4. Considering the submissions of both sides and also considering the nature of the prayer in this case in view of the specific bar under Section 18 of the S.C. and S.T. (Prevention of Atrocities) Act that the petitioner cannot move any anticipatory bail, the learned Principal Sessions Judge, Madurai, is directed to accept the surrender of the petitioner and consider his bail application, in the event of the petitioner filing such petition in Crime No.120 of 2016 on the file of the respondent police, and dispose of the same on merits and in accordance with law on the same day.

With this observation, this petition is disposed of accordingly.

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