

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.05.2015

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

CRL.O.P.No.12022 of 2015

1.Chandru @ Chandran
S/o.Venkatesan

2.Perumal
S/o.Srinivasan

3.Pattu
S/o.Palani

4.Chinnavan @ Moorthy
S/o.Devaraj

5.S.Sathya @ Sathiyamurthy
S/o.Sundaramurthy

.. Petitioners

Vs.

State represented by
The Inspector of Police,
Kaveripakkam Police Station,
Vellore District.
Crime No.194 of 2015

.. Respondent

Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the learned District and Sessions Judge, Vellore (Special Judge for S.C. & S.T. Act) to consider their surrender and pass appropriate orders on the bail application filed by the petitioners on the same day in connection with Crime No.194 of 2015 on the file of the respondent police.

For Petitioners : Mr.R.Sasikumar
For Respondent : Mr.P.Govindarajan,
Public Prosecutor

O R D E R

Petitioners seek for a direction to the learned District and Sessions Judge, Vellore (Special Judge for S.C. & S.T. Act) to release the petitioners on bail, on the same day in the event of their surrender and filing bail application in Crime No.194 of 2015 pending investigation on the file of the respondent police.

2. Petitioners are accused for offences punishable under
<https://hcservices.ecourts.gov.in/hcservices/>

Sections 147, 294(b), 341, 323 and 324 IPC and 3(i)(x) of The Scheduled Castes and The Scheduled Tribes (Prevention of Atrocities) Act r/w 3 of PPD Act.

3. The submissions made by learned counsel for petitioners and learned Public Prosecutor representing the respondent were heard. The materials available on record were also perused.

4. Considering the nature of offences alleged against the petitioners, the fact that anticipatory bail cannot be granted in respect of offences punishable under the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and that taking into custody of the petitioners pending consideration of their bail application could cause them irreparable hardship, this Court considers it appropriate to direct the learned District and Sessions Judge, Vellore (Special Judge for S.C. & S.T.Act), to consider the bail application of the petitioners on merits and pass appropriate order on the same day of their surrender.

This Criminal Original Petition is disposed of with the above direction.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

gm/cse

To

1.The District and Sessions Judge,
(Special Judge for S.C. & S.T.Act)
Vellore.

2.The Inspector of Police,
Kaveripakkam Police Station,
Vellore District.

3.The Public Prosecutor,
High Court of Madras,
Chennai.

1 cc to Mr. R.Sasikumar, Advocate, SR.No.25305

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pmk.21.5.2015