

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.06.2015

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.O.P.No.13146 of 2015

S.Prasad

.. Petitioner/ Accused

Vs.

The State rep. By

The Inspector of Police,

B.7, Ramanathapuram Police Station,

Coimbatore District.

.. Respondent/ Complainant

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to direct the learned Special Judge for SC/ST (P.A) Act (Principal District and Sessions Judge Coimbatore) vacation Judge) to accept the petitioner's surrender and to consider the Bail Petition on the same day on filing the petition for Bail in Crime No.233/2015 on the file of the respondent Police.

For Petitioner :: Mr.A.R.Suresh

For Respondent :: Mr.C.Emalias

Additional Public Prosecutor

O R D E R

The learned counsel for the petitioner submits that the petitioner has come forward with this petition seeking for a direction to the learned Special Judge for SC/ST (P.A) Act (Principal District and Sessions Judge Coimbatore- vacation Judge) to accept the petitioner's surrender and to consider the Bail Petition on the same day on filing the petition for Bail in Crime No.233/2015 on the file of the respondent Police.

2. The learned counsel for the petitioner also submits that the petitioner has been implicated in this case for the alleged offences under Sections 354, 506(i) IPC r/w 3(1)(w)(i)(r)(s), 3(2)(Va) of SC/ST (P.A.) Amendment Ordinance, 2014 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. The learned Additional Public Prosecutor 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. & S.T. (Prevention of

Atrocities) Act that the petitioner cannot move any anticipatory bail, the learned Special Judge for SC/ST (P.A) Act (Principal District and Sessions Judge, Coimbatore) is directed to consider the bail application, in the event of the petitioner filing such petition in Crime No.233 of 2015 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.

Sd/-
Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

To

1. The Inspector of Police,
B.7, Ramanathapuram Police Station,
Coimbatore District.
- 2.Special Judge for SC/ST (P.A) Act
(Principal District and Sessions Judge, Coimbatore)
- 3.The Public Prosecutor,
High Court, Madras.

1 cc to Mr.A.R. Suresh, Advocate, Sr. 26370

Cr1. O.P. No.13146 of 2015

BVR (CO)
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