

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.04.2015

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Cr1.O.P.No.14564 of 2012

Karthi .. Petitioners/Accused No.1

Vs.

State rep. By
Inspector of Police,
Azhiyar Police Station,
Coibatore District. ... Respondent/Complainant.

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to direct the learned Principal District and Sessions Judge, Villupuram to consider the bail application of the petitioner on the day of his surrender in connection with the case in Cr.No.75 of 2015 on the file of the Respondent Police.

For Petitioners :: Mr.M.N.Balakrishnan
For Respondent :: Mr.M.Maharaja
Additional Public Prosecutor

O R D E R

The learned counsel for the petitioners submits that the petitioners have come forward with this petition seeking for a direction to the learned Principal District and Sessions Judge, Coimbatore to consider the bail application of the petitioners on the same day on their surrender in Crime No.86/2012 pending on the file of the respondent.

2. The learned counsel for the petitioners also submits that the petitioners have been implicated in this case for the alleged offences under Sections 323, 355 I.P.C., r/w 3(1)(X)(xii) of S.C. & S.T. (Prevention of Atrocities) Act and that in view of the specific bar under Section 18 of the said Act, the petitioners cannot move any anticipatory bail application and therefore, the petitioners have 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 petitioners cannot move any anticipatory bail, the learned Principal District and Sessions Judge, Coimbatore is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.86 of 2012 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.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1. Inspector of Police,
Azhiyar Police Station,
Coimbatore District.

2. The Principal District and
Sessions Judge, Coimbatore.

3. The Public Prosecutor,
High Court, Madras.

+ 1 cc to M/s.P.Saminathan, Advocate SR 31630

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