

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:06.07.2015

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Cr1.O.P.No.16568 of 2015

1.Anbu
2.Kumar
3.Thangamani

.. Petitioners

Vs.

1. The Superintendent of Police,
Thiruvannamalai District,
Thiruvannamalai.

2. The Inspector of Police,
Kalasapakkam Police Station,
Thiruvannamalai District.

.. Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to direct the Principal District and Sessions Judge at Thiruvannamalai (Special Judge of S.C & S.T) to consider the petition for bail on the same day in the event of arrest by the respondent Police in Crime No.189 of 2015 punishable under Section 147, 294(b) and 506(1) I.P.C r/w under Section 3(1) and (x) S.C. & S.T. Act on the file of the Inspector of Police, Kalasapakkam Police Sation, Thiruvannamalai District.

For Petitioners :: Mr.S.Jayakumar

For Respondents :: Mr.C.Emalias

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 at Thiruvannamalai (Special Judge of S.C & S.T) to consider the bail application of the petitioners on the same day on their surrender in Crime No.189 of 2015 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 147, 294(b) and 506(i) I.P.C r/w under Section 3(1)(x) S.C. & S.T. Act 1989 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 at Thiruvannamalai (Special Judge of S.C & S.T) is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.189 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.

s/d-

Assistant Registrar(CS-III)

True Copy

Sub-Assistant Registrar

To

1. The Superintendent of Police,
Thiruvannamalai District, Thiruvannamalai.
2. The Inspector of Police,
Kalasapakkam Police Station,
Thiruvannamalai District.
3. The Principal District & Sessions Judge
Thiruvannamalai (Special Judge of S.C & S.T)
4. The Public Prosecutor,
High Court, Madras.

+ 3 ccs to Mr.M.S.Jayakumar, Advocate SR 33765

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