

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 16.07.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CrI.OP.No.17785 of 2015

Selvaraj ... Petitioner/Accused.
Vs

State by,
The Inspector of Police
Kannai Police Station,
Villupuram District.
(Crime No.166/2015) Respondent/Complainant

Prayer:- Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the learned Principal District and Session Judge, Villupuram, to consider the Bail application of the petitioner on the same day in the event of his surrender in Crime No.166 of 2015 on the file of the respondent police.

For Petitioner :Mr.R.Muthamizh

For Respondent :Mr.C.Emalias
Additional Public Prosecutor

ORDER

Seeking a direction to the learned Principal District and Session Judge, Villupuram, to consider the bail application of the petitioner on the same day in the event of his surrender in Crime No.166 of 2015 on the file of the respondent police, the petitioner has come up with this petition.

2.Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondent and perused the material placed on record.

3.The learned counsel for the petitioner submitted that the petitioner has been implicated in this case for the alleged offences under Sections 294B, 324, 323 and 506(i) IPC read with 3(1)(r) and (s) (POA) Act, Amendment Ordinance Act, 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.

4.The learned Additional Public Prosecutor takes notice for the respondent.

5.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 Principal District and Session Judge, Villupuram, is directed to consider the bail application, in the event of the petitioner filing such petition in Crime No.166 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.

mps

s/d-
Assistant Registrar(CS-II)

True Copy

Sub-Assistant Registrar

To

1. The Principal District and Session Judge,
Villupuram.
2. The Inspector of Police
Kannai Police Station,
Villupuram District.
(Crime No.166/2015)
3. The Public Prosecutor,
High Court, Chennai.

+ 1 cc to Mr.R.Muthamizh, Advocate SR 36276

rv(co)
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