

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.09.2015

CORAM:

THE HONOURABLE MR.JUSTICE B.RAJENDRAN

Crl.O.P.No.22817 of 2015

1. Logesh
2. Jayapaul
3. Ravichandran @ Chinnaputtu
4. Elumalai
5. Koteeswaran
6. Manikandan ... Petitioners
vs.

State Rep by
The Inspector of Police,
Kadaladi Police Station
Kadaladi, Thiruvannamalai District. ... Respondent

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to direct the Principal District and Sessions Judge, Thiruvannamalai [Special Judge for SC/ST Act Cases] to consider the bail application filed by the petitioners in connection with the Crime No.295 of 2015 on the file of the respondent police on their surrender and pass appropriate orders.

For Petitioners :: Mr.R.Bhagawat Krishna
For Respondent :: 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 cum Special Judge for SC/ST Act cases, Tiruvannamalai to consider the bail application filed by the petitioners in connection with the Crime No.295 of 2015 on the file of the Inspector of Police, Kadaladi Police Station, Tiruvannamalai District on their surrender on the same day.

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, 148, 341, 294(b), 506(ii) of IPC and 3 (1)(x) and SC and ST Act and Section 3 of PPD Act. 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. Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor for the respondent.

4. Considering the submissions of both sides and also considering the nature of the prayer in this case and 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 cum Special Judge for SC/ST Act cases, Thiruvannamalai, is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.295 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, of their surrender.

5. With the above observation, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar

True Copy

Sub Assistant Registrar

vj2

To

1. The Principal District and Sessions Judge
[Special Judge for SC/ST Act Cases]
Thiruvannamalai.
2. The Inspector of Police,
Kadaladi Police Station
Kadaladi, Thiruvannamalai District.
3. The Public Prosecutor, Madras.

1 cc to Mr. R.Bhagawat Krishna, Advocate Sr.No.49369

ggk (Co)
pmk.11.9.2015

सत्यमेव जयते

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