

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 05.10.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CRL.O.P.No.24775 of 2015

1.Sundaramoorthy
2.Kasiammal
3.Gandhimathi
4.Sathiyavathy

...Petitioners

Vs

State by
The Inspector of Police,
Kalasapakkam Police Station,
Tiruvannamalai District.

...Respondent

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure praying to direct the learned Principal District and Sessions Judge, Tiruvannamalai to consider the bail application of the petitioners on the same day on the event of surrender and seeks bail before the said court in Crime No.336 of 2015 pending on the file of the respondent.

For Petitioners : Mr.S.Silambuselvan

For Respondent : Mr.C.Emalias,
Addl. 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, Tiruvannamalai to consider the bail application of the petitioners on the same day on their surrender in Crime No.336 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, 148, 294[b], 323, 324, 427, 506[ii] IPC r/w 3[1][x] of SC & ST [Prevention of Atrocities] 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 SC & ST [Prevention of Atrocities] Act that the petitioners cannot move any anticipatory bail, the learned Principal District and Sessions Judge, Tiruvannamalai is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.336 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/-
Assistant Registrar (CS-II)

//True Copy//

Sub Assistant Registrar

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To

1.The Principal District and Sessions Judge,
Tiruvannamalai.

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

3.The Public Prosecutor,
High Court, Madras.

1 CC to Mr.S.Silambuselvan, Advocate SR.No. 53775

CRL.OP.No.24775 of 2015

PA (CO)
PSI (06.10.2015)