

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 06.10.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CRL.O.P.No.24991 of 2015

1.Shanthi
2.Vijay Ganesh

.. Petitioners/Accused

Vs

State rep by
The Inspector of Police,
Vaitheeshwarankoil Police Station,
Nagapattinam 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, Nagapattinam District to consider and pass orders on the bail application on the very same day in the event of the petitioners surrendering before the Court and filing bail application in connection with Crime No.337 of 2015 on the file of the respondent police.

For Petitioners : Mr.D.Gopikrishnan
For Respondent : Mr.C.Emalias, APP

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, Nagapattinam District to consider the bail application of the petitioners on the same day on their surrender in Crime No.337 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 294[b], 427, 506[i] IPC r/w 3[1][x] of SC & ST [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 SC & ST [Prevention of Atrocities] Act that the petitioners cannot move any anticipatory bail, the learned Principal District and Sessions Judge, Nagapattinam District is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.337 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.

gya

s/d-

Assistant Registrar(CS-III)

True Copy

Sub-Assistant Registrar

To

- 1.The Principal District and Sessions Judge,
Nagapattinam District.
- 2.The Inspector of Police,
Vaitheeshwarankoil Police Station,
Nagapattinam District.
- 3.The Public Prosecutor,
High Court, Madras.

+ 1 cc to Mr.D.Gopikrishnan, Advocate SR 54028

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सत्यमेव जयते

CRL.OP.No.24991 of 2015

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