

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 09.10.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CRL.O.P.No.25413 of 2015

Pasupathy

.. Petitioner

Vs

State rep by
Inspector of Police,
Umarabath Police Station,
Vellore 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, Vellore to consider the Bail Application of the Petitioner on the same day on merits in the event of his surrender in connection with Crime No.151 of 2015 on the file of the respondent pending investigation on the file of the respondent.

For Petitioners : Mr.T.Muruganantham
For Respondents : Mr.C.Emalias, APP

ORDER

The learned counsel for the petitioner submits that the petitioner has come forward with this petition seeking for a direction to the learned Principal District and Sessions Judge, Vellore to consider the bail application of the petitioner on the same day on his surrender in Crime No.151 of 2015 pending on the file of the respondent.

2. The learned counsel for the petitioner also submits that the petitioner has been implicated in this case for the alleged offences under Sections 294[b], 324, 506[iii] I.P.C. r/w 3[1][s], 3[1][r] of SC & ST [Prevention of Atrocities] Act 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.

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 petitioner cannot move any anticipatory bail, the learned Principal District and Sessions Judge, Vellore is directed to consider the bail application, in the event of the petitioner filing such petition in Crime No.151 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

True Copy

Sub-Assistant Registrar

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To

1.The Principal District and Sessions Judge,
Vellore.

2.The Inspector of Police,
Umarabath Police Station,
Vellore District.

3.The Public Prosecutor,
High Court, Madras.

+1 cc to Mr.T.Muruganantham, Advocate sr.55396

CRL.OP.No.25413 of 2015

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