

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.10.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CRL.O.P.No.25991 of 2015

1.T.Radha @ Radhakrishnan
2.K.Balaji
3.A.Murugan
4.A.Poongavanam
5.K.Kannan

... Petitioners

Vs

State rep. by
The Inspector of Police,
Mamallapuram Police Station,
Kancheepuram District.

... Respondent

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the learned Principal District & Sessions Judge [Spl. Judge for SC/ST Act], Chengalpet, Kancheepuram District to accept the surrender of the petitioners and to release them on bail on the same day in PRC No.13 of 2014 pending on the file of the Special Judge for SC & ST Act, Chengalpet, Kancheepuram District.

For Petitioners : Mr.R.Sreerangan

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, Chengalpet [Spl. Judge for SC/ST Act] to consider the bail application of the petitioners on the same day on their surrender in PRC No.13 of 2014 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, 427 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, Chengalpet [Spl. Judge for SC/ST Act] is directed to consider the bail application, in the event of the petitioners filing such petition in PRC No.13 of 2014 on the file of the respondent police and dispose of the same on merits, in accordance with law on the same day.

With this observation, this petition is disposed of accordingly.

Sd/-

Assistant Registrar(L.A)

//True Copy//

Sub Assistant Registrar

gya

To

1.The Principal District and Sessions Judge,
Chengalpet. [Spl. Judge for SC/ST Act]

2.The Inspector of Police,
Mamallapuram Police Station,
Kancheepuram District.

3.The Public Prosecutor,
High Court, Madras.

+1cc to M/s.R.Sreerangan, Advocate, S.R.No.57289

CRL.OP.No.25991 of 2015

MP (CO)
CA(19/10/2015)