

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 28.10.2015

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

CRL.O.P.No.26537 of 2015

1.Parthasarathi
2.Mathivanan

...Petitioners

Vs

State by
The Inspector of Police,
Rathinagiri Police Station,
Vellore District.

...Respondent

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the learned Principal District and Sessions Judge, Vellore to consider the bail application of the petitioners on the same day in the event of surrender by the petitioners and seek bail in Crime No.285 of 2015 pending on the file of the Inspector of Police, Rathinagiri Police Station, Vellore District.

For Petitioners : Mr.S.Silambu Selvan

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, Vellore to consider the bail application of the petitioners on the same day on their surrender in Crime No.285 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 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, Vellore is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.285 of 2015 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(CS-III)

//True Copy//

Sub Assistant Registrar

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To

1.Principal District and Sessions Judge,
Vellore.

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

3.The Public Prosecutor,
High Court, Madras.

1 CC to Mr.S.Silambu Selvan, Advocate SR.No. 58319

CRL.OP.No.26537 of 2015

PA (CO)
PSI (29.10.2015)