

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.08.2016

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.OP.No.17670 of 2016

1.Sathiyath
2.P.Saravanan
3.D.Kavaskar @ Vijay
4.A.Sathiyarayanan
5.K.V.Senthil @ Senthilmurugan ... Petitioners

Vs

1.The Deputy Superintendent of Police,
Polur,
Thiruvannamalai District.
2.The Inspector of Police,
Kalasapakkam Police Station,
Kalasapakkam,
Tiruvannamalai District. ... Respondents

Prayer: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the learned Principal Sessions Judge, Tiruvannamalai District, to consider the bail application on surrendering and filing of the bail application by the petitioners on the same day in Crime No.327 of 2016 on the file of the respondents.

For Petitioners :Mr.B.Gopalakrishnan

For Respondents :Mr.C.Emalias,
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed seeking a direction to the learned Principal Sessions Judge, Tiruvannamalai District to consider the bail application on surrendering and filing of the bail application by the petitioners on the same day in Crime No.327 of 2016 on the file of the respondents.

2. The learned counsel for the petitioners submits that the petitioners have been implicated in this case for the alleged offences under Sections 147, 148, 294(b), 324 and 323 of IPC r/w Section 3(1)(r) of SC/ST (POA) Amendment Act, 2014 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 S.C. & S.T. (Prevention of Atrocities) Act that the petitioners cannot move any anticipatory bail, the Learned Principal Sessions Judge, Tiruvannamalai District is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.327 of 2016 on the file of the respondent police within a period of two weeks from the date of receipt of a copy of this order, and dispose of the same on merits and in accordance with law on the same day.

With this observation, this Criminal Original Petition is disposed of accordingly.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1. The Principal Sessions Judge,
Tiruvannamalai District.

2. The Deputy Superintendent of Police,
Polur,
Thiruvannamalai District.

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

4. The Public Prosecutor,
High Court, Chennai.

+1 cc to Mr.B.Gopalakrishnan Advocate sr.45558

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