

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 16.08.2016

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.OP.No.18142 of 2016

S.Velusamy

... Petitioner/Accused

Vs

State rep by

The Inspector of Police,

Karumathampatti Police Station,

Coimbatore District.

... Respondent/Complainant

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the Principal Sessions Judge, Coimbatore to consider the bail application of the petitioner herein in Cr.No.340 of 2016 on the file of the respondent Police on the same day of surrender.

For Petitioner : Mr.V.P.Sengottuvel

For Respondent : Mr.C.Emalias, APP

O R D E R

The learned counsel for the petitioner submits that the petitioner has come forward with this petition seeking for a direction to the learned Principal Sessions Judge, Coimbatore to consider the bail application of the petitioner on the same day on his surrender in Crime No.340 of 2016 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 Section 294[b] and 323 IPC r/w Section 3[1][r] [s] and 3[2][v-a] 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 Sessions Judge, Coimbatore is directed to consider the bail application, in the event of the petitioner filing such petition in Crime No.340 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, in accordance with law on the same day.

With this observation, this petition is disposed of accordingly.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

To

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

+lcc to Mr.V.P.Sengottuvel, Advocate Sr.46702

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srg 17/08/2016