

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 18.08.2016

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.OP.No.18400 of 2016

1.A.Iyyappan
2.R.Ramkumar
3.M.Boominathan ... Petitioners/Accused 1, 2 and 4

Vs

State rep.by
The Inspector of Police,
Vanur Police Station,
Vanur Taluk,
Villupuram District. ... Respondent/Complainant.

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the learned Special Judge, Villupuram District, to accept the surrender of the petitioners and consider their bail petitions on the same day in Crime No.246 of 2016 on the file of the respondent.

For Petitioners : Mr.T.G.V.Aravinthan
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 Special Judge, Villupuram District to consider the bail application of the petitioners on the same day on their surrender in Crime No.246 of 2016 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, 448, 294[b], 323 and 506[ii] IPC, r/w 3[1][x] of SC&ST [POA] 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 [POA] Act that the petitioners cannot move any anticipatory bail, the learned Special Judge, Villupuram District is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.246 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 the above observation, this petition is disposed of accordingly.

gya

-s/d-

Assistant Registrar (CS-VI)

True Copy

Sub-Assistant Registrar

To

1.The Special Judge, Villupuram District.

2.The Inspector of Police,
Vanur Police Station,
Vanur Taluk,Villupuram District.

3.The Public Prosecutor,
High Court, Madras.

+ 1 cc to Mr.T.G.V.Aravindhan, Advocate SR 46959

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