

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.09.2016

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.OP.No.19978 of 2016

1.Sathish
2.Velmurugan
3.Gowtham
4.Balasubramani .. Petitioners
Vs

State rep.by
The Deputy Superintendent of Police,
Udumalaipet,
Udumalaipet Police Station,
Tirupur District.
(Crime No.576 of 2016) .. Respondent

Prayer:- Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the learned Principal Sessions Judge/Special Court constituted under S.C and S.T (Prevention of Atrocities) Act, Tirupur to consider their bail application on their surrender on the same day in respect of Crime No.576 of 2016 on the file of the Deputy Superintendent of Police, Udumalaipet, Udumalaipet Police Station, Tirupur District.

For Petitioners :Mr.M.Easan
For Respondent :Mr. C.Emalias
Additional Public Prosecutor

ORDER

This criminal original petition has been filed seeking a direction to the learned Principal Sessions Judge/Special Court constituted under S.C and S.T (Prevention of Atrocities) Act, Tirupur to consider their bail application on their surrender on the same day in respect of Crime No.576 of 2016 on the file of the Deputy Superintendent of Police, Udumalaipet, Udumalaipet Police Station, Tirupur District.

2. The learned counsel for the petitioners submits that the petitioners have been implicated in this case for the alleged offences under Sections 294(b), 324 & 506(ii) IPC and 3(1)(r) & (s) and 3(2)(v a) of SC/ST Amendment Ordinance 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.

5. The learned Principal Sessions Judge/Special Court constituted under S.C and S.T (Prevention of Atrocities) Act, Tirupur, is directed to consider, on the petitioners' surrendering before the said Court within a period of two weeks from the date of receipt of a copy of this order, the bail application, in the event of the petitioners' filing such petition in Crime No.576 of 2016 on the file of the respondent police, 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.

02.09.2016

sms

Note: Issue order copy on 06.09.2016

P.N.PRAKASH,J.

sms

To

1. The Deputy Superintendent of Police,
Udumalaipet,
Udumalaipet Police Station,
Tirupur District.
(Crime No.576 of 2016)
2. The learned Principal Sessions Judge/
Special Court constituted under
S.C and S.T (Prevention of Atrocities) Act,
Tirupur.
3. The Public Prosecutor,
High Court, Madras.

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