

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.10.2017

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

Crl.O.P.No.21957 of 2017

Sivakatatcham

.. Petitioner/Accused

Vs.

State, Rep. By
The Inspector of Police,
Kadampuliyur Police Station,
Cuddalore District.
(Crime No.442/2017)

... Respondent/complainant

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the Principal Sessions Judge(Special Court), Cuddalore, to consider the bail application sympathetically and pass orders on merits on the same day on the petitioner's surrender in connection with Crime No.442 of 2017 pending investigation on the file of the Respondent Police.

For Petitioner : Mr.K.Gandhikumar
For Respondent : Mr.P.Govindarajan
Additional Public Prosecutor.

ORDER

This petition is filed for a direction to the learned Principal Sessions Judge(Special Court), Cuddalore, to consider the petitioner's bail petition preferably on the same day of his surrender in connection with Crime No.442 of 2017, since the offences are pertaining to the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2.In view of the specific bar under Section 18 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and also taking into consideration of the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the learned Principal Sessions Judge(Special Court), Cuddalore, to consider the petitioners' bail application on the same day of their surrender in connection with Crime No.442 of 2017, after hearing the victim also and pass appropriate orders in accordance with law.

3.In view of the above, the Criminal Original Petition stands allowed.

Sd/-
Asst.Registrar (CCC)

/true copy/

Sub Asst. Registrar

rm

To

1.The Principal Sessions Judge
(Special Court for SC & ST Act cases)
Cuddalore.

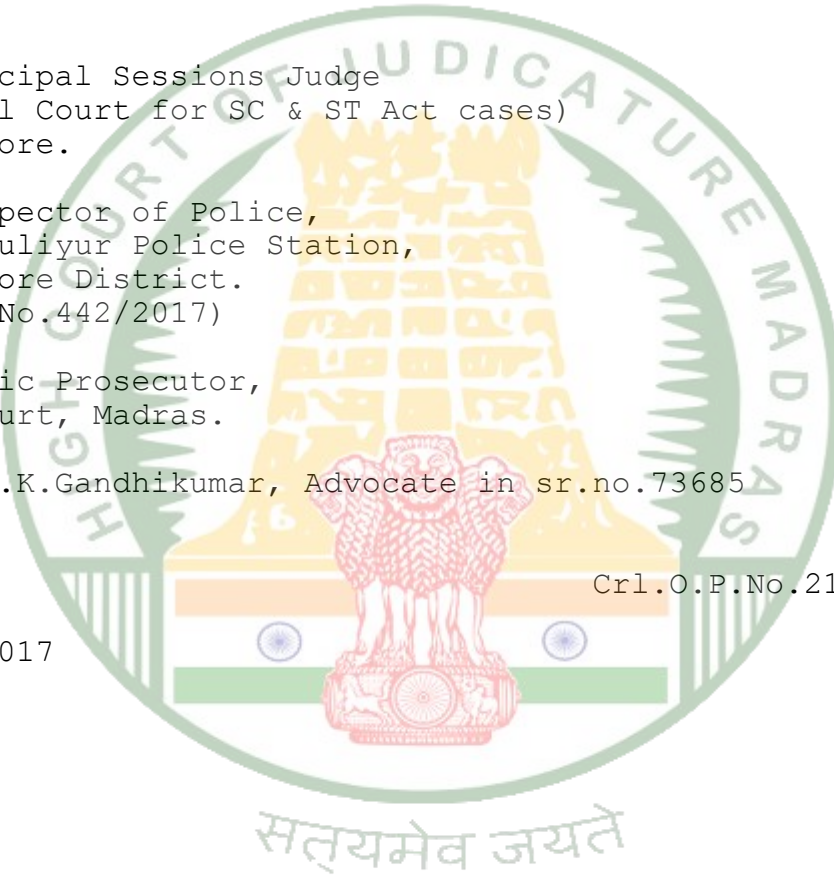
2. The Inspector of Police,
Kadampuliyur Police Station,
Cuddalore District.
(Crime No.442/2017)

3.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.K.Gandhikumar, Advocate in sr.no.73685

Crl.O.P.No.21957 of 2017

NR 24/10/2017



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