

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.12.2017

CORAM

THE HONOURABLE MR. JUSTICE M.S. RAMESH

CRL.O.P.No.26739 of 2017

Durairaj

...Petitioner

Vs

The State rep. by
Inspector of Police,
Villupuram Taluk Police Station,
Villupuram District.
(Crime No. 571 of 2015)

...Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned Principal and District Judge, Villupuram to consider the bail application of the petitioner on his surrender before the Court on the same day on merits in accordance with law in connection with Crime No.571 of 2015 pending investigation on the file of the respondent.

For Petitioner : Mr.V.Janarthanan

For Respondent : Mr.C.Iyyapparaj
Additional Public Prosecutor

O R D E R

This petition is filed for a direction to the learned Principal and District Judge, Villupuram, to consider the petitioner's bail petition on the same day of their surrender in connection with Crime No.571 of 2015, 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 and District Judge, Villupuram, to consider the

petitioner's bail application, preferably on the same day of their surrender in connection with Cr.No. 571 of 2015 and pass appropriate orders in accordance with law after affording due opportunity to the victim. The petitioner shall surrender before the concerned jurisdictional Court within a period of one week from the date of receipt of a copy of this order.

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

Sd/-
Assistant Registrar (CS-IX)

//True Copy//

Sub Assistant Registrar

nmm/ak

To

- 1.The learned Principal and District Judge,
Villupuram
- 2.The Inspector of Police,
Villupuram Taluk Police Station,
Villupuram District.
- 3.The Additional Public Prosecutor,
High Court, Madras.

+1cc to Mr.V.JANARTHANAN Advocate, S.R.No. 86738

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TR(08/12/2017)

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