

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 23.08.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.20492 of 2018

1.Elumalai @ Poongavanam
2.Prapu
3.Ratharavi
4.Elumalai
5.Karthik @Karthikeyan
6.Raja ... Petitioners

Vs

The State rep. by
The Inspector of Police,
Kilpennathur Police Station,
Kilpennathur,
Tiruvannamalai District. ... Respondent

Criminal Original Petition filed under Section 482 Cr.P.C.,
praying to direct the Principal District Sessions Judge,
Tiruvannamalai to consider the bail petition filed by the
petitioners in respect of the Crime No.675 of 2018 on the file
of the respondent Police.

For Petitioners : Mr.G.Sakthivel
For Respondent : Mr.C.Raghavan, Govt. Advocate

O R D E R

The learned counsel for the petitioners submit that the
petitioners have come forward with this petition seeking for a
direction to the learned Principal District Sessions Judge,
Tiruvannamalai to consider the bail application of the
petitioners on the same day on their surrender in Crime No.675
of 2018 pending on the file of the respondent.

2. The learned counsel for the petitioners also submit that
the petitioners have been implicated in this case for
the alleged offences under
Sections 147, 148, 294[b], 323, 324 and 506[2] IPC r/w Section 3
(1)(r) of SC/ST [POA] Amendment Act, 2015 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 Government Advocate 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 Principal District Sessions Judge, Tiruvannamalai is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.675 of 2018 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.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To

1.The Principal District Sessions Judge,
Tiruvannamalai.

2.The Inspector of Police,
Kilpennathur Police Station,
Kilpennathur, Tiruvannamalai District.

3.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.G.Sakthivel, Advocate sr.no.57359

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