

N THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 03.09.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.20816 of 2018

Raja @ Rajamani

..
Petitioner

Vs

State rep. by
Inspector of Police,
Chidambaram Town Police Station,
Cuddalore District.
(Crime No.155 of 2018)

.. Respondent

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the Principal District and Sessions Judge-cum-PCR Court, Cuddalore to consider the petitioner bail application and dispose the bail application on the same day, if the petitioner surrender before the Principal District and Sessions Judge-cum-PCR Court, Cuddalore in Cr.No.155 of 2018 on the file of the respondent Police.

For Petitioner : Ms.Shaikh Mehrunisa
for Ms.Stella Rajkumar

For Respondent : Mr.C.Raghavan, Govt. Advocate

O R D E R

The learned counsel for the petitioner submits that the petitioner has come forward with this petition seeking for a direction to the Principal District and Sessions Judge-cum-PCR Court, Cuddalore, to consider the bail application of the petitioner on the same day on his surrender in Crime No.155 of 2018 pending on the file of the respondent.

2.The learned counsel for the petitioner also submits that the petitioner has been implicated in this case for the alleged offences under Sections 294(b), 324 and 506[ii] of IPC r/w Sections 3(1)(r), 3(1)(s) and 3(2)(i) of SC/ST [POA] Amendment Act 2005 and that in view of the specific bar under Section 18 of the said Act, the petitioner cannot move any anticipatory bail application and therefore, the petitioner has 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] Amendment Act that the petitioner cannot move any anticipatory bail, the Principal District and Sessions Judge-cum-PCR Court, Cuddalore is directed to consider the bail application, in the event of the petitioner filing such petition in Crime No.155 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 V)

//True Copy//

Sub Assistant Registrar

To

1.Principal District and Sessions Judge-cum-PCR Court,
Cuddalore.

2.Inspector of Police,
Chidambaram Town Police Station,
Cuddalore District.

3.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.K.Chandrasekaran, Advocate sr.no.60389

CRL.OP.No.20816 of 2018

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