

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.01.2018

CORAM

THE HONOURABLE MR. JUSTICE M.S. RAMESH

CRL.O.P.No.2393 of 2018

1.Saravanan
2.J.Sivakumar
3.Prasanna @ Gowtham
4.Mani @ Manikandan
5.Balaji

..Petitioners

Vs

The State, Rep. by
The Inspector of Police,
Deevattipatti Police Station,
Deevattipatti,
Salem District.
(Crime No.36 of 2018)

..Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Principal District Judge-cum-Special Judge under SC & ST Act, Salem to consider the petitioners bail petition on the same day of their surrender before the Court in connection with Crime No. 36 of 2018 on the file of the respondent Police.

For Petitioners : Mr.R.Murugabharathi
For Respondent : Mr.C.Raghavan
Government Advocate (Crl.Side)

सत्यमेव जयते
O R D E R

This petition is filed for a direction to the Principal District Judge-cum-Special Judge under SC & ST Act, Salem to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No.36 of 2018, 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 Principal District Judge-cum-Special Judge under SC & ST Act, Salem, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Cr.No. 36 of 2018 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 fifteen days 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 VIII)

//True Copy//

Sub Assistant Registrar

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To

1. The Principal District Judge
-cum-Special Judge under SC & ST Act,
Salem.
2. The Inspector of Police,
Deevattipatti Police Station,
Deevattipatti,
Salem District.
3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.R.Murugabharathi, Advocate, S.R.No.6142

CRL.O.P.No.2393 of 2018

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