

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.01.2018

CORAM

THE HONOURABLE MR. JUSTICE M.S. RAMESH

CRL.O.P.No.2556 of 2018

1. Muthu
2. Arumugam
3. Dhurai
4. Annamalai
5. Soundararajan
6. Parasuraman
7. Ramanadhan
8. Velu
9. Subramani
10. Gurunathan
11. Kathiresan
12. Krishnan

... Petitioners

Vs

State represented by
The Inspector of Police,
Thiruvannamalai Taluk Police Station,
Thiruvannamalai District.
Crime No. 161 of 2018.

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned Principal District Sessions Judge, Thiruvannamalai (Special Court for SC/ST POA Act cases) to consider the bail petition of the petitioner on the same day in the even of surrender by the petitioners and seek bail in Crime No.161 of 2018 pending on the file of the Inspector of Police, Thiruvannamalai Taluk Police Station, Thiruvannamalai District.

For Petitioners: Mr.S.Silambu Selvan

For Respondent : Mr.C.Raghavan

Government Advocate (Crl. Side)

O R D E R

This petition is filed for a direction to the learned Principal District Sessions Judge, Thiruvannamalai (Special Court for SC/ST POA Act cases) to consider the petitioners' bail petition on the same day of their surrender in connection with

Crime No.161 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 learned Principal District Sessions Judge, Thiruvannamalai (Special Court for SC/ST POA Act cases), to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Cr.No. 161 of 2018 and pass appropriate orders in accordance with law after affording due opportunity to the victim. The petitioners 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 II)

//True copy//

Sub Assistant Registrar

rts

To

1. The Principal District Sessions Judge,
(Special Court for SC/ST POA Act cases)
Thiruvannamalai

2. The Inspector of Police,
Thiruvannamalai Taluk Police Station,
Thiruvannamalai District.

3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.S.Silambuselvan, Advocate SR.No.6517

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GN(31/01/2018)