

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 04.06.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

Crl.O.P.No.12775 of 2018

1.Prakash
2.Rajesh
3.Thangamani

.. Petitioners/Accused 2,3 & 4

Vs

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

.. Respondent

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the learned District Sessions Judge, Tiruvannamalai to consider the petitioner's anticipatory bail application on the same day and pass appropriate orders.

For Petitioners : Mr.B.Mahendra Naidu
For Respondent : Ms.P.Kritika Kamal
Govt. Advocate [Crl. Side]

O R D E R

The learned counsel for the petitioners submits that the petitioners have come forward with this petition seeking for a direction to the learned District Sessions Judge, Tiruvannamalai to consider the bail application of the petitioners on the same day on their surrender in Crime No.77 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 294(b), 324, 323 and 506(2) of IPC r/w Section 3(1)(a) of SC/ST [Prevention of Atrocities] 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 (Crl. Side) 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 [Prevention of Atrocities] Act that the petitioners cannot move any anticipatory bail, the learned District Sessions Judge, Tiruvannamalai is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.77 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 III)

//True Copy//

Sub Assistant Registrar

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To

1.The District Sessions Judge,
Tiruvannamalai.

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

3.The Public Prosecutor,
High Court, Madras.

+2cc to Mr.B.Mahendranaidu, Advocate Sr.No.34480

sm:5.6.2018

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