

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 08.06.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.15056 of 2018

A.Arul

.. Petitioner

Vs

State rep. by

The Inspector of Police,
Mangalamedu Police Station,
Perambalur District.

.. Respondent

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the Hon'ble District and Sessions Judge, Perambalur to consider the bail application of the petitioner on the same day in the event of his surrender and to dispose the same in accordance with law in crime No.154 of 2018 on the file of the respondent police pending investigation.

For Petitioner : Mr.T.Dharani

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 learned District and Sessions Judge, Perambalur, to consider the bail application of the petitioner on the same day on his surrender in Crime No.154 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 147, 148, 294(b), 323 and 506[ii] of IPC r/w Sections 3(1)(r) 3(1)(s) & 3(1) of SC/ST [Prevention of Atrocities] Amendment Act, 2015 and Section 3 (1) of TNPPDL Act, 1992 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 [Prevention of Atrocities] Act that the petitioner cannot move any anticipatory bail, the learned District and Sessions Judge, Perambalur is directed to consider the bail application, in the event of the petitioner filing such petition in Crime No.154 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.

-s/d-

Assistant Registrar (CS-IV)

True Copy

Sub-Assistant Registrar

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To

1.The District and Sessions Judge,
Perambalur.

2.The Inspector of Police,
Mangalamedu Police Station,
Perambalur District.

3. The Public Prosecutor
High Court, Madras 104.

+1 CC to M/s. T. Dharani, Advocate sr 36015

CRL.OP.No.15056 of 2018

NMI (CO)
SP(12/06/2018)