

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 20.06.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.15878 of 2018

Hasen

.. Petitioner

Vs

State rep. by
The Inspector of Police,
Kadaladi Police Station,
T.V.Malai District.
Crime No.523 of 2012

... Respondent

Criminal Original Petition filed under Section 482 Cr.P.C., praying to direct the District and Sessions Judge, Thiruvannamalai to accept the surrender of the petitioner i.e. Hasen, S/o.Jani Bai, A8 in Crime No.523 of 2012 pending on the file of he respondent police and consider his bail application on the same day.

For Petitioner : Mr.S.Swamidoss Manokaran

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, Thiruvannamalai, to consider the bail application of the petitioner on the same day on his surrender in Crime No.523 of 2012 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 147,148,324 and 506 [ii] IPC r/w Section 3(1)(x) of SC/ST [POA] Act, 1989 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, Thiruvannamalai, is directed to consider the bail application, in the event of the petitioner filing such petition in Crime No.523 of 2012 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 VII)

//True copy//

Sub Assistant Registrar

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To

1.The District and Sessions Judge,
Thiruvannamalai.

2.The Inspector of Police,
Kadaladi Police Station,
T.V.Malai District.

3.The Public Prosecutor,
High Court, Madras.
CRL.OP.No.15878 of 2018

+1cc to Mr.S.Swamidoss, Advocate SR.No.38441

CRL.OP.15878 OF 2018

VGII(CO)
GN(21/06/2018)