

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 21.06.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.16027 of 2018

1.Veeraragavan
2.Ambika
3.Villavan Kothai @ Vilvan Kothai
4.Prathap
5.Hari @ Hariharan .. Petitioners

Vs

The State rep. by
The Inspector of Police,
Peranamallur Police Station,
Thiruvannamalai District.
(Crime No. 254 of 2018) .. Respondent

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the District & Sessions Court, Thiruvannamalai (Special Judge for S.C & S.T. Act) to consider their surrender and pass appropriate orders on the bail application filed by the petitioners on the same day itself, in connection with Crime No.254 of 2018 on the file of respondent police.

For Petitioners : Mr.V.R.Appaswamee
For Respondent : Mr.C.Raghavan, Govt. Advocate

O R D E R

The learned counsel for the petitioners submit that the petitioners have come forward with this petition seeking for a direction to the District & Sessions Court, Thiruvannamalai (Special Judge for S.C & S.T. Act) to consider the bail application of the petitioners on the same day on their surrender in Crime No.254 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 147, 148, 294(b), 323 and 324 of IPC r/w Section 3(1) (r) 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 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 District & Sessions Court, Thiruvannamalai (Special Judge for S.C & S.T. Act) is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.254 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 IX)

//True Copy//

Sub Assistant Registrar

gmd

To

1.The District & Sessions Court,
(Special Judge for S.C.& S.T. Act)
Thiruvannamalai.

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

3.The Public Prosecutor,
High Court, Madras.

+1cc to M/s.V.R.Appaswamee, Advocate SR.No.39051

SKV(CO)

sm:22.6.2018

CRL.OP.No.16027 of 2018