

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.07.2018

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

Crl.OP.No.17268 of 2018

Jayaprakash

... Petitioner

Vs

State Rep. by Inspector of Police
Sooramangalam Police Station,
Salem District.

...Respondent

Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure to direct the learned Principal Sessions Judge, Salem, Salem District to consider the petitioner's bail application on his surrender in Crime No.598 of 2018 pending on the file of the Inspector of Police, Sooramangalam Police Station, Salem District.

For Petitioner : Mr.E.Kannadasan

For Respondent : Mr.C.Raghavan

Government Advocate (Crl.Side)

O R D E R

This Criminal Original Petition has been filed seeking a direction to the Principal Sessions Judge, Salem, Salem District to consider the petitioner's bail application on his surrender in Crime No.598 of 2018 pending on the file of the Inspector of Police, Sooramangalam Police Station, Salem District.

2. The learned counsel for the petitioner submits that the petitioner has been implicated in this case for the alleged offences under Sections 147, 148, 294-B, 323, 324 and 506(ii) of the Indian Penal Code, 1860 and 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and The Scheduled Tribes (Prevention of Atrocities) Act 1989, Amendment 2015 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 (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 S.C. & S.T. (Prevention of Atrocities) Act that the petitioner cannot move any anticipatory bail, the Principal Sessions Judge, Salem District, is directed to consider the bail application, in the event of the petitioner filing such petition in connection with Crime No.593 of 2018 pending 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 consider the same in accordance with law on the same day.

With this observation, this criminal original petition is disposed of.

Sd/-
Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

To

- 1.The Principal Sessions Judge
Salem District.
2. The Inspector of Police
Sooramangalam Police Station,
Salem District.
3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.Mr.E.Kannadasan, Advocate, S.R.No.44456

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