

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED 11.10.2018

CORAM
THE HONOURABLE Mr.JUSTICE P.N.PRAKASH
CRL.O.P.No.24042 of 2018

1.Natarajan
2.Senthamizh Selvan Vedhagiri
3.AmarNath

.. Petitioners

Vs

State by
Inspector of Police,
Sembanarkoil Police Station,
Mayiladuthuraitaluk,
Nagapattinam District.
(Crime No.355/2018)

.. Respondent

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the learned District and Sessions Judge (PCR), Nagapatinam to accept the surrender of the above named petitioners herein concern in Crime No.355/2018 on the file of the Respondent Police and consider the petitioners bail petition on the same day itself.

For Petitioners : Mr.R.Gopinath

For Respondent : Mr.C.Raghavan, GA

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 learned District and Sessions Judge (PCR), Nagapatinam to consider the bail application of the petitioners on the same day on their surrender in Crime No. 355 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, 294(b), 324, 379 and 506(2) IPC r/w Section 3 (1)(r), 3(1)(s) and 3(2)(va) of SC/ST [POA] 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 [POA] Act that the petitioners cannot move any anticipatory bail, the learned District and Sessions Judge (PCR), Nagapatinam is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No. 355 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 II)

//True Copy//

Sub Assistant Registrar

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To

1.District and Sessions Judge (PCR),
Nagapatinam.

2.The Inspector of Police,
Sembanarkoil Police Station,
Mayiladuthuraitaluk,
Nagapattinam District.

3.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.R.Gopinath, Advocate, S.R.No.70384

CRL.OP.No.24042 of 2018

JP(CO)

rrs 12/10/2018

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