

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 11.10.2018

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH

CRL.O.P.No.24041 of 2018

1.Bablu @ Babulu
2.Gunasekaran
3.Ravi
4.Rajan
5.Rajasekar
6.Saravanan
7.Surendar
8.Pandiyan
9.Pugazhmani
10.Prakash @ Jayaprakash
11.Jehan @ Jagan
12.Babu
13.Murali
14.Loganathan
15.Rajini @ Rajinikanth
16.Kannan
17.Vasu @ Vasudevan

.. Petitioners/Accused A1, A4
to A6, A8, A10 to A21
Vs

The State rep. by
The Inspector of Police,
Sankarapuram Police Station,
Villupuram District.
(Crime No.664 of 2018)

.. Respondent/Complainant

Criminal Original Petition filed under Section 482 of Cr.P.C., praying to direct the learned District and Sessions Judge, (Special Court under SC & ST Atrocities Act at Villupuram, Villupuram District) to accept the surrender of the petitioners herein concerned in Crime No.664 of 2018 on the file of Inspector of Police, Sankarapuram Police Station, Villupuram District and consider the bail petition on the same day itself.

For Petitioners : Mr.K.Balu

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, (Special Court under SC&ST Act), Villupuram District to consider the bail application of the petitioners on the same day on their surrender in Crime No.664 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), 323 and 506 (1) 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, Sessions Judge, (Special Court under SC&ST Act), Villupuram District is directed to consider the bail application, in the event of the petitioners filing such petition in Crime No.664 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.

सत्यमेव जयते
Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

dua

To

1. District and Sessions Court, Atrocities
Special Court under SC & ST Act,
Villupuram, Villupuram District.

2. The Inspector of Police,
Sankarapuram Police Station,
Villupuram District.
3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.K.Balu, Advocate in sr.no.70499

CRL.OP.No.24041 of 2018

JP (CO)
CS/12/10/2018



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