

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.11.2018

CORAM:

THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P.No.26112 of 2018

- 1.Parthiban
- 2.Selvi @ Selvakumari
- 3.Muthu @ Selvamuthukumaran
- 4.Vimal @ Vimal Raj
- 5.Minnalkodi
- 6.Rajakumari

... Petitioner/Accused
No.2,3,4,5,7 & 8

-vs-

The State Rep. by its
Inspector of Police,
Pagasalai Police Station,
Nagapattinam District.
(Crime No.80 of 2018)

... Respondent/Complainant.

Prayer: Criminal Original petition filed under Section 482 of Criminal Procedure Code, praying to direct the Principal District and Sessions Judge (Special Court for SC/ST Act), Nagapattinam to consider the bail application to be filed by the petitioner in Crime No.80 of 2018 on the file of the Inspector of Police, Pagasalai, Police Station, Nagapattinam District, on the same day.

For Petitioner : M/s.S.P.Harikrishnan

For Respondent : Mr.M.Mohamed Riyaz
Additional Public Prosecutor
(Puducherry)

O R D E R

This petition has been filed seeking a direction, directing the Principal District and Sessions Judge (Special Court for SC/ST Act), Nagapattinam to consider the bail application to be filed by the petitioner in Crime No.80 of 2018 on the file of the Inspector of Police, Pagasalai, Police Station, Nagapattinam District, on the same day.

2.In view of the amendments made in the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, this

Court is of the view that the usual directions that were issued by this Court cannot be issued routinely in all cases. Therefore, the petitioners are directed to surrender before the trial Court within a period of two weeks from the date of receipt of a copy of this order and on such surrender, the learned Special Judge shall deal with the matter on the same day on merits and in accordance with law, after issuing notice to the victims under Section 15 (A) of the SC/ST Act.

3. This Criminal Original Petition is disposed of with the above directions.

-s/d-

Assistant Registrar (CS-IX)

True Copy

Sub-Assistant Registrar

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To

1. The Principal District and Sessions Judge
(Special Court for SC/ST Act), Nagapattinam
2. The Inspector of Police,
Pagasalai Police Station,
Nagapattinam District.
3. The Public Prosecutor,
High Court,
Madras.

+1 CC to Mr.S.P. Harikrishnan, Advocate sr 76944.

CRL.O.P.No.26112 of 2018

VSN(CO)
SP(13/11/2018)

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