

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.02.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P.No.4161 of 2019

1.Ashok alias R.Ashok Kumar

2.S.Kamaesh

... Petitioners/Accused 4 & 5

Vs

1.State represented by

The Deputy Superintendent of Police,
Kottaikuppam Range,
Villupuram District.
(Crime NO.78 of 2019)

2.The Inspector of Police,
Auroville Police Station,
Villupuram District.

... Respondents/Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the **(*)Special Court for Trial of Schedule Castes and Scheduled Tribes Cases at Villupuram District** to consider the Anticipatory Bail Application on the same day in Crime No.78 of 2019, on the file of the respondent Auroville Police pending investigation.

For Petitioners: Mr.Shaikh Mehrunisa

For Respondents: Mr.M.Mohamed Riyaz,
Additional Public Prosecutor.

सत्यमेव जयते
O R D E R

This petition is filed for a direction to the Principle District Judge, Villupuram District to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No.78 of 2019, since the offences are pertaining to the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. In view of the specific bar under Section 18 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and also taking into consideration of the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the **(*)Special**

Court for Trial of Schedule Castes and Scheduled Tribes Cases at Villupuram District to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.78 of 2019 and pass appropriate orders in accordance with law after affording due opportunity to the victim under Section 15(a) of the SC/ST Act. The petitioners shall surrender before the concerned jurisdictional Court within a period of fifteen days from the date of the receipt of a copy of this Order.

3. In view of the above, the Criminal Original Petition stands allowed.

Sd/-
Assistant Registrar (CO)
(Dated: 18.02.2019)

(*) Amended as per order of this Court made in Crl MP.No.3688/2019 in Crl.O.P.No.4161 of 2019 dated 13.03.2019

Sd/-
Assistant Registrar
(Dated : 21.03.2019)

//True Copy//

Sub Assistant Registrar

mpa/lpp

To

1.The Principle District Judge,
Villupuram District.

**(*)2. The Special Court for Trial of
Schedule Castes and Scheduled
Tribes Cases,Villupuram District**

3.The Deputy Superintendent of Police,
Kottaikuppam Range,
Villupuram District.

4.The Inspector of Police,
Auroville Police Station,
Villupuram District.

**To be Substituted the
order copy already
despatched on 20.02.19**

5. The Public Prosecutor,
High Court, Madras.

+lcc to Ms.Shaikh Mehurunisa, Advocate, S.R.No. 13841

CRL.O.P.No.4161 of 2019

SR(CO)
GN(18/02/2019)
CSL/22.03.2019



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