

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.03.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P.No.5835 of 2019

1.A.Kannadurai Arumugam
2.S.Rathinam

... Petitioners

Vs

The State

Rep. by its, The Inspector of Police,
Singanallur Police Station,
Coimbatore City,
Coimbatore District,
(Crime No.113 of 2019)

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Learned Principal District and Sessions Judge, Coimbatore to positively consider the bail petition filed by the petitioners in connection with the Crime No.113 of 2019 pending on the file of respondent police on the same day of their surrender.

For Petitioners : Mr.K.Myilsamy

For Respondent : Mr.C.Raghavan
Government Advocate (Crl. Side)

O R D E R

This petition is filed for a direction to the learned Principal District and Sessions Judge, Coimbatore, to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No.113 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 learned Principal District and Sessions Judge, Coimbatore, to consider

the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No. 113 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

//True Copy//

Sub Assistant Registrar

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To

1. The Principal District and Sessions Judge,
Coimbatore.
2. The Inspector of Police, Singanallur Police Station,
Coimbatore City, Coimbatore District.
3. The Public Prosecutor, High Court, Madras.

+1 cc to Mr.K.Myilsamy, Advocate Sr.No.20324

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CSL/07.03.2019

सत्यमेव जयते

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