

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05.03.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P.No.5784 of 2019

1.Ramesh

2.Mohan @ Mohanrasu

... Petitioners

Vs

State represented by

The Inspector of Police,
Gomangalam Police Station,
Coimbatore District.

Crime No.36 of 2019

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Learned Principal District Judge (Special Judge for SC/ST Act 2014) Coimbatore to accept the surrender of petitioners in connection with Crime No. 36 of 2019 on the file of the respondent, Gomangalam Police Station, Coimbatore District on file of the respondent to consider the bail petition filed by the petitioner on the same day in accordance with law.

For Petitioners : Mr.P.Kalimuthu

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

सत्यमेव जयते
O R D E R

This petition is filed for a direction to the learned Principal District Judge, Coimbatore, to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No.36 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 Judge, Coimbatore, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No. 36 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

rri

To

1. The learned Principal District Judge, Coimbatore.
2. The Inspector of Police, Gomangalam Police Station, Coimbatore District. Crime No.36 of 2019
3. The Public Prosecutor, High Court, Madras.

+1cc to Mr.P.Kalimthu, Advocate SR.No.20054

CRL.O.P.No. 5784 of 2019

SSV(CO)
GMY(07/03/2019)

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