

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 06.03.2019

CORAM

THE HONOURABLE Mr.JUSTICE G.K.ILANTHIRAIYAN

Cr1.O.P.No. 5956 of 2019

01. Murugan
02. Chandrasekaran
03. Karthikeyan
04. Raja
05. Sasikumar
06. Pallavarayan
07. Chinnayan@Vaithiyanathan
08. Santhosh
09. Damothiran
10. Sathriyan
11. Prasanna
12. Baskar
13. Aripavadai@Aripavadairayan
14. Ilayaraja
15. Valayapathi
16. Rajesh
17. Veeramani
18. Ilayaraja
19. Sekar
20. Shanmugam
21. Mahalakshmi
22. Mageshwari
23. Savithri
24. Saraswathi
25. Sevanthi
26. Sathish

... Petitioners/Accused

Vs

State by
Inspector of Police,
Tiruvonnainallur Police Station,
Villupuram,
Villupuram District.
(Crime No. 136 of 2019)

... Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to pass an order of direction, directing the Learned District & 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.136 of 2019 on the file of Inspector of Police, Thiruvonnainallur

Police Station, Villupuram, Villupuram District and consider the bail petition on the same day itself.

For Petitioner : Mr.K.Balu

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

O R D E R

This petition is filed for a direction to the Learned District & Sessions Judge, (Special Court under SC & ST Atrocities Act) at Villupuram, Villupuram District, to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No.136 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 District & Sessions Judge, (Special Court under SC & ST Atrocities Act) at Villupuram, Villupuram District, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.136 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 (CS-VIII)

//True copy//

Sub Assistant Registrar

ssr/kas

To

1. The Learned District & Sessions Judge,
(Special Court under SC & ST Atrocities Act)
Villupuram, Villupuram District.
2. Inspector of Police,
Tiruvonnainallur Police Station,
Villupuram,
Villupuram District.

Copy To : The Public Prosecutor, High Court, Madras.

+1cc to Mr.K.Balu, Advocate SR.No.20588

Crl.O.P.No. 5956 of 2019

GMV (08/03/2019)



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