

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.04.2019

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN
Crl.O.P.No.10335 of 2019

1.D.Kumar

2.Rajalingam

3.Saravanan

... Petitioners

Vs

The State rep. By,

The Inspector of Police,

Arumbavoor Police Station,

Perambalur District.

Crime No.74 of 2019

... Respondent

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C., to issue a direction, directing the Principal District and Sessions Judge of Perambalur under the SC/ST Act to accept the surrender of the petitioner and to consider the bail petition filed by the petitioner on the same day and release him on bail pending investigation.

For Petitioners: Mr.M.Sudhan

For Respondent : Mr.M.Mohamed Riyaz
Additional Public Prosecutor

O R D E R

This Criminal Original Petition has been filed to issue a direction, directing the Principal District and Sessions Judge of Perambalur under the SC/ST Act to accept the surrender of the petitioner and to consider the bail petition filed by the petitioner on the same day and release him on bail pending investigation.

2.Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor for the respondent.

3.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 Principal District and Sessions Judge, Perambalur, to consider the petitioners' bail application,

preferably on the same day of their surrender in connection with Crime No.74 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.

4. Accordingly, this Criminal Original Petition is allowed.

Sd/-

Assistant Registrar (CS)

//True Copy//

Sub Assistant Registrar

rna
To

1. The learned Principal District and Sessions Judge,
Perambalur.
2. The Inspector of Police,
Arumbavoor Police Station,
Perambalur District.
3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr. M. Sudhan , Advocate SR.No. 37782

Crl.O.P.No.10335 of 2019

A.SK(23/04/2019)

सत्यमेव जयते

WEB COPY