

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 24.04.2019

CORAM

THE HONOURABLE Mr.JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No. 10833 of 2019

Nedunchezian

.. Petitioner

Vs.

The State by,
The Inspector of Police,
Thittacherry Police Station,
Nagapattinam District.
(Crime No.101 of 2019)

.. Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the learned Principal District and Sessions Judge, Nagapattinam (Special Court for SC & ST Act cases) to consider the bail application of the petitioner on the same day on merits in the event of his surrender in Crime No.101 of 2019 on the file of the respondent.

For Petitioner : Mr.T.Muruganantham

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

O R D E R

This petition is filed for a direction to the Principle District and Sessions Judge, Nagapattinam to consider the petitioner bail petition on the same day of their surrender in connection with Crime No.101 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 Principle District and Sessions Judge, Nagapattinam to consider the petitioner bail application, preferably on the same day of their surrender in connection with Crime No.101 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

mpa

To

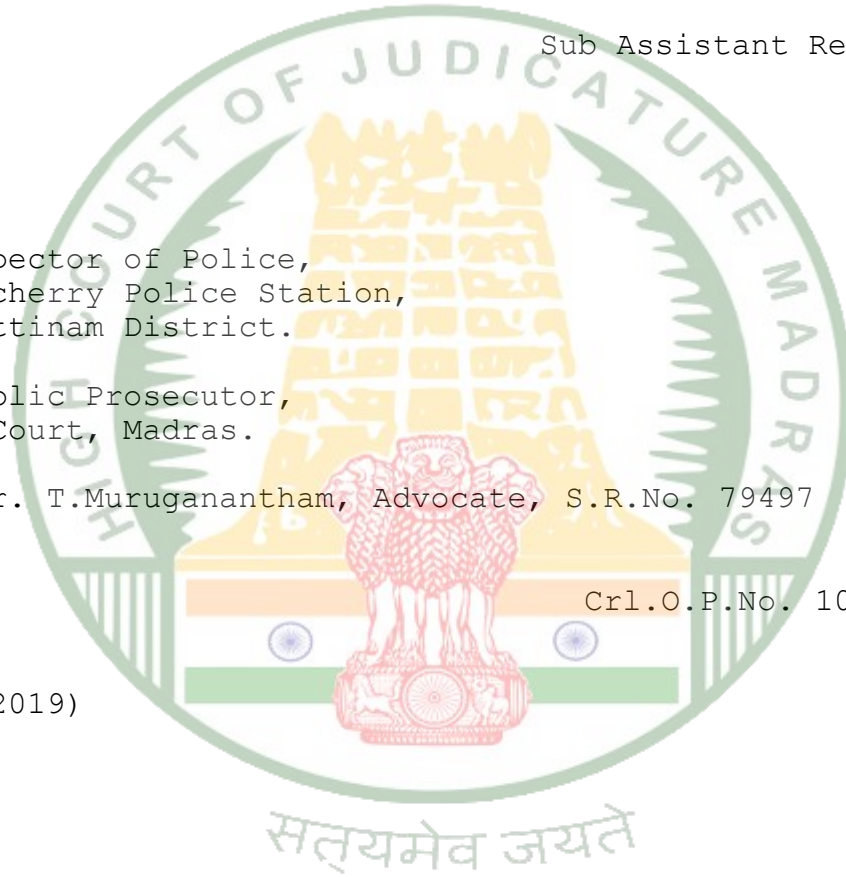
1.The Inspector of Police,
Thittacherry Police Station,
Nagapattinam District.

2. The Public Prosecutor,
High Court, Madras.

+1cc to Mr. T.Muruganantham, Advocate, S.R.No. 79497

Cr1.O.P.No. 10833 of 2019

AD(CO)
GN(26/04/2019)



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