

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.05.2019

CORAM:

THE HON'BLE **MR.JUSTICE N.ANAND VENKATESH**

CRL.O.P.No.12717 of 2019

1.Surya

2.Mathi @ Madhiyazhagan

3.Prathap

4.M.Prasanna

... Petitioners/Accused 2,3,4,6

-vs-

State rep. by The Inspector of Police,
Erumapatty Police Station,
Namakkal District.

(Crime No.72 of 2019)

... Respondent/Respondent

Prayer: Criminal Original petition filed under Section 482 of Criminal Procedure Code, to direct the Principal Sessions Judge, Namakkal (The Special Judge for SC/ST Act cases), Namakkal to consider petitioners bail petition, on the same day, in Crime No.72 of 2019 on the file of Erumapatty Police Station, Namakkal District, on their surrender, on the same day.

For Petitioners : Mr.B.Vasudevan

For Respondent : Mr.M.Prabavathi,

Additional Public Prosecutor

ORDER

This petition has been filed seeking a direction, directing to the learned Principal Sessions Judge, Namakkal (The Special Judge for SC/ST Act cases) Namakkal to consider the bail application of the petitioners on the same day on merits in the event of their surrender in connection with Crime No.72 of 2019 pending investigation on the file of the Respondent.

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2. In view of the amendments made in the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, this Court is of the view that the usual directions that were issued by this Court cannot be issued routinely in all cases. Therefore, the petitioners are directed to surrender before the trial Court within a period of two weeks from the date of receipt of a copy of this order and on such surrender, the learned Principal Sessions Judge shall deal with the matter on the same day on merits and in accordance with law, after issuing notice to the victims under Section 15 (A) of the SC/ST Act.

3. This Criminal Original Petition is disposed of with the above directions.

09.05.2019

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To

1. The Inspector of Police,
Erumapatty Police Station,
Namakkal District.

2. The Public Prosecutor,
High Court,
Madras.

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