



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 18.09.2019
CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.12981 of 2019

Iyyappan

... Petitioner/Sole Accused

Vs

1.The Deputy Superintendent of Police,
Palani Division
Dindigul District

2.The Inspector of Police
Swamimalai Police Station
Dindigul District

... Respondents 2 & 3/Complainant

3.Karthick

... 3rd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Principal District and Sessions Judge (Special Court for PCR Cases), Dindigul to consider his bail application on the same day of his surrender in respect of Crime No. 117 of 2019 on the file of the 2nd respondent, pending investigation.

For Petitioner : Mr.D.Venkatesh

For Respondents : Mr.K.Suyambulinga Bharathi,
G.A. (Crl. Side) for RR1 and 2

O R D E R

This petition is filed for a direction to direct the learned Principal District and Sessions Judge (Special Court for PCR Cases), Dindigul to consider the petitioner's bail petition on the same day of surrender and dispose the same on the same date on merits and in accordance with law in crime No.117 of 2019 on the file of the 2nd respondent.

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 and Sessions Judge (Special Court for PCR Cases), Dindigul, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 117 of



2019 on the file of the 2nd respondent 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 petitioner 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.

WEB COPY

3. In view of the above, the Criminal Original Petition stands allowed.

Sd/-

Assistant Registrar(CO)

/TRUE COPY/

Sub Assistant Registrar

To

1. The Principal District and Sessions Judge
(Special Court for PCR Cases), Dindigul
2. The Deputy Superintendent of Police,
Palani Division
Dindigul District
3. The Inspector of Police
Swamimalai Police Station
Dindigul District
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.D.VENKATESH, Advocate (SR-87632[F] dated 19/09/2019)

Order made in

CRL.O.P (MD) No.12981 of 2019

18.09.2019

aav

JM/19.09.2019/2P/6C