



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.09.2019

CORAM

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.13403 of 2019

WEB COPY

1.Kappal @ Velusamy

2.Palanichamy

3.Kariyamal Ramasamy

4.Jeya @ Jeyalakshmi

... Petitioners

Vs

1.The Inspector of Police,
Thenkarai Police Station,
Theni District.
(In Crime No.249 of 2019)

2.The Deputy Superintendent of Police,
Periyakulam Circle,
Theni District.

3.Surender

4.Ajith
Kumar

... Respondents

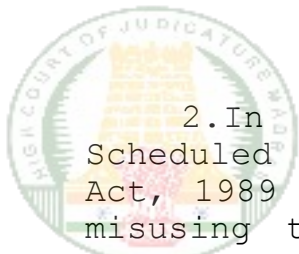
PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Principal District and Sessions Court, Theni to consider the surrender and bail application filed by the petitioners in crime No.249 of 2019 pending on the file of the respondent police on the same day.

For Petitioner : Mr.R.Gandhi

For Respondents 1 & 2 : Mr.K.Suyambulinga Bharathi,
G.A. (Crl. Side)

O R D E R

This petition is filed for a direction to direct the Principal District and Sessions Court, Theni, to consider the petitioners' 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.249 of 2019 on the file of the first 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 Principal District and Sessions Court, Theni, to consider the petitioners' bail application, preferably on the same day of his surrender in connection with Crime No.249 of 2019 on the file of the first 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.

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

Sd/-

Assistant Registrar(CO)

/TRUE COPY/

Sub Assistant Registrar

To

1.The the Principal District and Sessions Court,
Theni.

2.The Deputy Superintendent of Police,
Periyakulam Circle,
Theni District.

3.The Inspector of Police,
Thenkarai Police Station,
Theni District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.R. GANDHI, Advocate (SR-89648[F] dated 26/09/2019)

Order made in
CRL.O.P (MD) No.13403 of 2019
25.09.2019

vsg

JM/26.09.2019/2P/6C