



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.09.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.13727 of 2019

1. M.Manickam
2. M.Selvamani

... Petitioners

Vs

1.The Deputy Superintendent of Police,
O/o. Deputy Superintendent of Police
Pudhukottai Sub-Division
Pudhukottai District

2. State through
The Sub Inspector of Police
Vellanur Police Station
Pudhukottai District

3.S.Vaduvukkarasi

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned Special Judge for PCR/SC AND ST Act cases, Pudhukkottai District to consider the bail application that will be filed by the petitioner and their surrender, in Crime No.83 of 2019 on the file of the 2nd respondent police, on the same day of its filing.

For Petitioners : Mr.I.Sabeer Mohamed

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 Special Judge for PCR/SC AND ST Act cases, Pudhukkottai District to consider the bail petition of the petitioners on the same day of surrender and dispose the same on merits and in accordance with law in crime No.83 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 Special Judge for PCR/SC AND ST Act cases, Pudhukkottai District, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No. 83 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 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

// True Copy //

Sub Assistant Registrar(CS)

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To

1.The Special Judge for PCR/SC AND ST Act cases,
Pudhukkottai District

2.The Deputy Superintendent of Police,
O/o. Deputy Superintendent of Police
Pudhukkottai Sub-Division
Pudhukkottai District

3. The Sub Inspector of Police
Vellanur Police Station
Pudhukkottai District

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

+1 CC to M/s.I. SABEER MOHAMED, Advocate (SR-90496[F] dated
30/09/2019)

CRL.O.P (MD) No.13727 of 2019
27.09.2019

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