



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.09.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.13812 of 2019

S.Sundaram

... Petitioner/ Accused

Vs

The State rep. by

1.The Deputy Superintendent of Police,
Thoothukudi Rural Police Station
Thoothukudi District.

2.The Inspector of Police
Thatchanallur Police Station
Tirunelveli City

.. Respondents/ Complainants

3.Murugan

... Respondent/ Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the District Sessions Court, (SC/ST (POA) Act), Thirunelveli to consider the surrender and Bail application filed by the petitioners in Crime No. 105 of 2019 dated 12.06.2019 pending on the file of the Thatchanallur Police Station on the same day

For Petitioner : Mr.K.Anand

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 District Sessions Court, (SC/ST (POA) Act), Thirunelveli to consider the bail petition of the petitioner on the same day of surrender and dispose the same on merits and in accordance with law in crime No.105 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 the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the District Sessions Court, (SC/ST (POA) Act), Thirunelveli, to consider the petitioner's bail



application, preferably on the same day of his surrender in connection with Crime No. 105 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.

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

Sd/-

Assistant Registrar (AD-I)

// True Copy //

Sub Assistant Registrar

To

1.The District Sessions Court, (SC/ST (POA) Act), Thirunelveli

2.The Deputy Superintendent of Police,
Thoothukudi Rural Police Station
Thoothukudi District

3.The Inspector of Police
Thatchanallur Police Station
Tirunelveli City

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

+1 CC to M/s.K.ANAND, Advocate (SR-90273[F] dated 30/09/2019

Order made in
CRL.O.P (MD) No.13812 of 2019
30.09.2019

AAV
MS/01.10.2019/2P.6C