



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.11.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.16501 of 2019

1. Moovinkumar

2. K.Vignesh

... Petitioners/Accused Nos.2 and 3

Vs

1.The Deputy Superintendent of Police,
Tenkasi, Tirunelveli District

2.The Inspector of Police
Achanpudur Police Station
Tirunelveli District
(Crime No.306 of 2019)

...Respondents 1 and 2/Complainant

3.Siva

...3rd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned II Additional District and Sessions Judge (PCR Court), Tirunelveli to accept the surrender of the petitioners and consider their bail application on the same day on merits in relating to crime No.306 of 2019 dated 27.10.2019 on the file of the second respondent police.

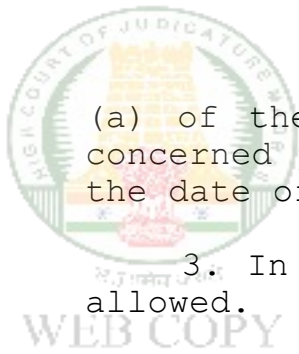
For Petitioners : Mr.S.R.A.Ramachandran

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 II Additional District and Sessions Judge (PCR Court), Tirunelveli, 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.306 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 learned II Additional District and Sessions Judge (PCR Court), Tirunelveli, to consider the petitioners bail application, preferably on the same day of their surrender in connection with Crime No. 306 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)

To

1.The II Additional District and Sessions Judge (PCR Court),
Tirunelveli

2.The Deputy Superintendent of Police,
Tenkasi, Tirunelveli District

3.The Inspector of Police
Achanpudur Police Station
Tirunelveli District

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

+1 CC to M/s.S.R.A.RAMACHANDRAN, Advocate (SR-98273[F] dated
14/11/2019)

Order made in

CRL.O.P (MD) No.16501 of 2019

14.11.2019

_KK/SAR/14.11.2019/2P-6C/