



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.11.2019

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.17295 of 2019

Seeni Thangam

... Petitioner / 1st Accused
Vs

1.The Deputy Superintendent of Police,
Melur
Madurai District

2. The Inspector of Police
Keelavalavu Police Station
Madurai District

3. Shanthi ... Respondents 1 & 2 / Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Special judge for SC/ST (prevention of atrocities) act /3rd Additional District and Sessions Judge (PCR unit),Madurai to consider the bail application of the petitioner on the day of this surrender in crime No.191 of 2016 on the file of the respondent police.

For Petitioner : Mr.C.Thiruppathi

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 SC/ST (prevention of atrocities) act /3rd Additional District and Sessions Judge (PCR unit),Madurai 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.191 of 2016 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 SC/ST (prevention of atrocities) act /3rd Additional District and Sessions Judge (PCR unit),Madurai to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 191 of 2016 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 (writs)

// True Copy //

Sub Assistant Registrar(CS)

To

- 1.The Special judge for SC/ST (prevention of atrocities) act / 3rd Additional District and Sessions Judge (PCR unit),Madurai
- 2.The Deputy Superintendent of Police,
Melur
Madurai District
3. The Inspector of Police
Keelavalavu Police Station
Madurai District
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.C.THIRUPPATHI, Advocate (SR-100885[F] 25/11/2019)

Order made in
CRL.O.P (MD) No.17295 of 2019
25.11.2019

SDS/VR/SAR-1 (26.11.2019) 2P 6C