

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.05.2020

CORAM

THE HONOURABLE MR. JUSTICE N. SATHISH KUMAR

CRL.O.P.No.7619 of 2020

1. Jayapal
2. Subash
3. Manikandan S/o Elumalai
4. Sivakumar
5. Selvamani
6. Pannir
7. Durai @ Durairaj
8. Manikandan S/o Latchumanan
9. Veerapathiran
10. Ranjith
11. Thirumal @ Thirumalpathy
12. Saravanan
13. Sudhakar
14. Chandru
15. Sivaraj
16. Sambamoorthy
17. Gobi @ Gobinath
18. Ramkumar
19. Rajkumar
20. Silambarasan

.... Petitioners

-Vs-

State Rep.by its:

The Inspector of Police
Thiruvennainallur Police Station,
Villupuram District.

(Crime No.622 of
2020)

..Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned District Sessions Court/Special Court for PC Act and SC/ST Cases, Villupuram District, to consider the bail application of the petitioners on the same dayActlearned Principal District and Sessions Judge, Salem, to accept the surrender of the petitioners and to conciser the bail petition on the same day in Cr.No.622 of 2020 on the file of the respondent police.

For Petitioner : Mr. K.Thenrajan

For Respondent : Mrs. Kiruthiga Kamal
Government Advocate (Crl.side)

O R D E R

This petition is filed for a direction to the District Sessions Court/Special Court for PC Act and SC/ST Cases, Villupuram District, to consider the bail application of the petitioners on the same day in Cr.No.622 of 2020 under Section u/s. 147, 148, 294(b), 323, 324, 427, 506(ii), 307 of I.P.C. and 3(1)(r), 3(1)(s), 3(2)(va), 3(2)(v) of SC/ST Act, pending on the file of the respondent police, since the offences are pertaining to the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. Heard the learned Government Advocate (Criminal Side).

3. 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 District Sessions Judge, Special Court for PC Act and SC/ST Cases, Villupuram District, to consider the petitioners' bail application on the same day of their surrender in connection with Thiruvennainallur P.S.Cr.No.622 of 2020 and pass appropriate orders in accordance with law.

4. It appears that a case in counter has also been register in the group clash. Hence, it is made clear that the learned Sessions Judge, while considering the bail application, shall take into consideration the nature of dispute between the two groups and all the circumstances prevailing in the area and law and Order situation and pass Orders on merits.

4. With the above observations, the Criminal Original Petition is ordered.

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

vrc/ggs

To

1. The Inspector of Police
Thiruvennainallur Police Station,
Villupuram District.
2. The Public Prosecutor,
High Court, Madras.

CRL.O.P.No.7619 of 2020

AD(CO)
KKV/10/06/2020



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