

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 28.05.2020

CORAM:

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.7982 of 2020

Palanivel

.. Petitioner/Accused

/versus/

State Rep. by
The Inspector of Police
Nagapattinam Town Police Station,
Nagapattinam
(Crime No.617 of 2020) .. Respondent/Complainant

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, praying to direct the District and Sessions Judge, Nagapattinam to consider the bail application in Crime No.617 of 2020 on the very same day on the file of the respondent police.

For petitioner : Mr.M.Govindaraju

For Respondent : Mr.K.Prabhakar
Addl. Public Prosecutor

O R D E R

(The case has been heard through video conference)

This petition is filed for a direction to direct the learned District and Sessions Judge, Nagapattinam to consider the bail petition in Crime No.617 of 2020 on the very same day on the file of the respondent police.

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 the innocent persons, there shall be a direction the learned District and Sessions Judge, Nagapattinam, to consider the petitioner bail application, preferably on the same day of their surrender in connection with Crime No.617 of 2020 on the

file of the respondent police and pass appropriate orders in accordance with law after affording due opportunity to the victims 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. Notice to the defacto complainant / victim to be served three days prior to the date of surrender/hearing of bail application.

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

Sd/-

Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

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To

1. The District and Sessions Judge,
Nagapattinam.
2. The Public Prosecutor
High Court of Madras
Chennai 600 104
3. The Inspector of Police
Nagapattinam Town Police Station,
Nagapattinam

Cr1.O.P.7982 of 2020

MR (CO)
KKV/11/06/2020

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