

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:05.08.2020

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P.No. 11637 of 2020

1. Saravanan
S/o. Gnanasekaran

2. Manokaran
S/o. Chinnakunchu

Both are residing at
Main Road, Kalanivasal,
Vadakarai, Tharangambadi Taluk,
Nagapattinam District.Petitioners

Vs

State represented by
Inspector of Police,
Perambur Police Station,
Perambur, Nagapattinam District.
(Crime No. 966 of 2020)Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned District Sessions Judge, Nagapattinam to accept the surrender of the petitioner herein and consider the Bail Petition concerned in Crime No.966 of 2020 on the file of the Inspector of Police, Perambur Police Station, Perambur, Nagapattinam District on the same day itself.

For Petitioners : Mr.C.T.Saravanan
For Respondent : Mr.S.Karthikeyan,
Additional Public Prosecutor.

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O R D E R

This petition is filed for a direction to the learned District Sessions Judge, Nagapattinam, to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No.966 of 2020, since the offences are pertaining to the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

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 District Sessions Judge, Nagapattinam, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No. 966 of 2020 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(CS III)

//True Copy//

Sub Assistant Registrar

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To

1. The District Sessions Judge,
Nagapattinam.
2. The Inspector of Police,
Perambur Police Station,
Perambur, Nagapattinam District.
3. The Additional Public Prosecutor,
High Court, Madras.

+1cc to Mr.C.T.Saravanan, Advocate, S.R.No.26330

WEB COPY

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NSA(CO)
KKV/21/08/2020