

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.08.2020

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P.No.13007 of 2020

1.Ravi @ Ravichandran
S/o Muthusamy
2/256 - 10, Ayyappan Nagar
Pongalur 641 667
Palladam Taluk
Tiruppur District.

2.Velu @ Muthuvel
S/o Seenivasan
7/269 A2/ Ulageshwara Nagar
Sennimalai Palayam
Ganapathypalayam 641 605
Palladam Taluk
Tiruppur District.

3.Balu @ Balakrishnan
S/o Palanisamy
2/354 Sri Nagar
Ganapathypalayam 641 605
Palladam Taluk
Tiruppur District.

... Petitioners

State Rep by its
The Inspector of Police
Palladam Police Station
Tiruppur District.
(Crime No.1938/2020)

Vs.

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Principal District Judge (Special Judge for SC/ST (PA)Act 1989) Tiruppur to accept the surrender of the petitioners in connection with crime No.1938 of 2020 on the file of the respondent, Palladam Police Station, Tiruppur District on the file of the respondent to consider the bail petition filed by the petitioners on the same day in accordance with law.

For Petitioners : Mr.P.Kalimuthu
For Respondent : Mr.S.Karthikeyan
Additional Public Prosecutor.

O R D E R

This petition is filed for a direction to the Principal District Judge (Special Judge for SC/ST (PA) Act 1989) Tiruppur, to consider the petitioners bail petition on the same day of their surrender in connection with Crime No.1938 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 Principal District Judge (Special Judge for SC/ST (PA) Act 1989) Tiruppur, to consider the petitioners bail application, preferably on the same day of their surrender in connection with Crime No. 1938 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.Principal District Judge (Special Judge for SC/ST (PA) Act 1989) Tiruppur.

2.The Inspector of Police
Palladam Police Station
Tiruppur District.

3.The Public Prosecutor
High Court of Madras.

Cr1.O.P.No.13007 of 2020

LN(CO)

RMP(05/10/2020)