

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.08.2020

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P.No.12939 of 2020

J.Senthilkumar

... Petitioner/Accused

.Vs.

State represented by
Inspector of Police,
Harur Police Station,
Dharmapuri District
(Crime No.45 of 2020)

... Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned Principal District & Sessions Judge, Dharmapuri to consider the bail application to be moved by the petitioner on the same day of surrender in Crime No.45 of 2020 on the file of the respondent police.

For Petitioner : Mr.J.Bharathiraja

For Respondent : Mr.S.Karthikeyan
Additional Public Prosecutor.

O R D E R

This petition is filed for a direction to the learned Principal District & Sessions Judge, Dharmapuri, to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No.45 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 Principal District & Sessions Judge, Dharmapuri, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.45 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 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

//True Copy//

Sub Assistant Registrar

To

1. The Principal District & Sessions Judge,
Dharmapuri.

2. The Public Prosecutor, High Court, Madras.

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