

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.09.2020

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Cr1.O.P.No.14336 of 2020

1.Ranjith Kumar

2.Khan Karthi @ Venkatesh Kumar

... Petitioners

Vs

The State Rep. by,
The Inspector of Police,
Thiruvannamalai Town Police Station,
Pavazhakundur, Thiruvannamalai.
Tamil Nadu 606 601.

... Respondent

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to issue a direction, directing the Special Court for Trial of SC and ST cases at Thiruvannamalai to consider the petition on bail to be filed by the petitioners on the same day as that on which they surrender before the Court in Crime No.2382 of 2020 dated 09.07.2020 on the file of the respondent police, pending investigation on such terms and conditions.

For Petitioners: Mr.Arun Saravanan

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

O R D E R

This Criminal Original Petition has been filed to issue a direction, directing the Special Court for Trial of SC and ST cases at Thiruvannamalai to consider the petition on bail to be filed by the petitioners on the same day as that on which they surrender before the Court in Crime No.2382 of 2020 dated 09.07.2020 on the file of the respondent police, pending investigation on such terms and conditions.

2.Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor for the respondent.

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 Special Court for Trial of SC and ST cases at Thiruvannamalai, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.2382 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.

4. Accordingly, this Criminal Original Petition is allowed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

ssn/rna

To

1. The learned Special Court for Trial of SC and ST Cases,
Thiruvannamalai.
2. The Inspector of Police,
Thiruvannamalai Town Police Station,
Pavazhakundur, Thiruvannamalai.
Tamil Nadu 606 601.
3. The Public Prosecutor,
High Court, Madras.

+1 cc to M/s. Arun Saravanan, Advocate Sr.No. 30116

SPD(CO)
RMP(19/10/2020)

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