



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.01.2020

CORAM

THE HONOURABLE **MR. JUSTICE A.D.JAGADISH CHANDIRA**

CRL.O.P (MD) No.1164 of 2020

WEB COPY

Jahabar Ali @ Jabar Ali Meeran Mydeen ... Petitioner

Vs

1.The Deputy Superintendent of Police,
Nagercoil
Kanyakumari District

2. The Inspector of Police
Kottar Police Station
Kanyakumari District

3. Suresh Kumar ... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned Special Sessions Judge(PCR), Kanyakumrari at Nagercoil to consider the bail application of the petitioner on the same day of filing in Crime No.484 of 2019 on the file of the 2nd respondent police

For Petitioner : Mr.K.Navaneetharaja

For Respondents : Mr.S.Chandrasekar
No.1 and 2 Additional Public Prosecutor

O R D E R

This petition is filed for a direction to direct the learned Special Sessions Judge(PCR), Kanyakumrari at Nagercoil to consider the bail petition of the petitioner on the same day of surrender and dispose the same on merits and in accordance with law in Crime No.484 of 2019 on the file of the 2nd respondent.

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 Special Sessions Judge(PCR), Kanyakumrari at Nagercoil, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 484 of 2019 on the file of the 2nd



respondent 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.

WEB COPY

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

Sd/-

Assistant Registrar

/ True Copy /

/ /2020

Sub Assistant Registrar(CS-I)

To

- 1.The Special Sessions Judge(PCR), Kanyakumrari at Nagercoil
- 2.The Deputy Superintendent of Police,
Nagercoil, Kanyakumari District
3. The Inspector of Police
Kottar Police Station
Kanyakumari District
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in

CRL.O.P (MD) No.1164 of 2020

27.01.2020

AAV

ES/SAR 1/28.01.2020/2P/5C