



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **17.09.2020**

CORAM:

THE HONOURABLE MR.JUSTICE **R.PONGIAPPAN**

Crl.O.P.[MD]No.9916 of 2020

WEB COPY

1.Prabhu

2.Andavar

3.Rajkumar

... Petitioners / Accused Nos.1, 3 & 4

Vs.

1.The Deputy Superintendent of Police,
Theni Sub Division, Theni District.

2.The Sub-Inspector of Police,
Palanichettipatti Police Station,
Theni District. ...Respondents
(Crime No.1954 of 2020)

3.V.Yaswanth Kumar ...De facto complainant

PRAYER : Criminal Original Petition filed under Section 482 of Cr.P.C, to direct the learned Sessions Judge, Special Court for SC/ST (POA) Act, Theni, to consider the petitioners' bail application on merits, on the date of surrender, on the same day in Crime No.1954 of 2020, on the file of the Palanichettipatti Police Station, Theni District.

For Petitioners : Mr.S.Ramsundar Vijayraj
for M/s.Veera Associates

For R1 and R2 : Mr.C.M.Ganesan
Government Advocate (Criminal side)

O R D E R

In view of the amendments made in the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, this Court is of the view that the usual directions that were issued by this Court cannot be issued routinely in all cases. Therefore, the petitioners are directed to surrender before the trial Court within a period of four weeks from the date of receipt of a copy of this order and on such surrender, the learned Sessions Judge, Special Court for SC/ST (POA) Act, Theni, shall deal and dispose the matter on the same day on merits and in accordance with law.

2. In due compliance of Section 15-A of the SC/ST Act, the petitioners shall serve advance notice of surrender and bail two



clear days before the intended date of surrender enclosing additional copies on the Special Public Prosecutor of the concerned Court and the Special Public Prosecutor shall intimate it to the de facto complainant through the respondent police.

3. This Criminal Original Petition is disposed of with the above directions.

Sd/-

Assistant Registrar ()

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

Tsg

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1. The Sessions Judge, Special Court for SC/ST (POA) Act, Theni,
2. The Deputy Superintendent of Police,
Theni Sub Division, Theni District.
3. The Sub-Inspector of Police,
Palanichettipatti Police Station,
Theni District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.VEERA ASSOCIATES, Advocate (SR-17244[F] dated 17/09/2020)

**Order made in
CrI.O.P. [MD]No.9916 of 2020
17.09.2020**

VB (24.09.2020) 2P 6C