



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.10.2020

CORAM

The Hon`ble Mr.Justice ABDUL QUDDHOSE

CRL.O.P (MD) No.12088 of 2020

C.Lakshmanan

... Petitioner/Accused No.3

Vs.

1.The Deputy Superintendent of Police,
Usilampatti, Madurai District.

2.The Inspector of Police,
Usilampatti Taluk Police Station,
Usilampatti, Madurai District.
(Crime No.1375 of 2020)

... Respondent 1 & 2/Complainant

3.Jegatheeswaran

... Respondent No.3/Defacto
Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, to direct the Hon'ble Special Court for Trial of Cases under SC/ST Act, 1989, Madurai District to accept the petitioner's surrender and consider his bail application on the same day in connection with Crime No.1375 of 2020, on the file of the second respondent in accordance with law.

For Petitioner : Mr.M.Aarumugam

For R1 and R2 : Mr.K.Karmegam,
Government Advocate (Criminal Side)

O R D E R

This petition is filed for a direction to direct the Special Court for Trial of Cases under SC/ST Act, 1989, Madurai District, 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.1375 of 2020 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 Court for Trial of Cases under SC/ST Act, 1989, Madurai District, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 1375 of 2020 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.

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

Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

das/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 Special Court for Trail of Cases under SC/ST Act, 1989,
Madurai District.
- 2.The Deputy Superintendent of Police,
Usilampatti, Madurai District.
- 3.The Inspector of Police,
Usilampatti Taluk Police Station,
Usilampatti, Madurai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
CRL.O.P (MD) No.12088 of 2020
22.10.2020

VB (03.11.2020) 2P 5C