

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.06.2021

CORAM:

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

CRL.O.P.No.10934 of 2021

1.Nallathambi
2.Kannan
3.Vengatasalam
4.Tamarasiselvan @ Tamaraikannan
5.Palaniyappan ... Petitioners/Accused 1 to 5

Versus

1.State Rep.by
The Deputy Superintendent of Police
Sankari Sub-Division
Salem District.

2.The Inspector of Police
Konganapuram Police Station
Salem District.
Crime No.97 of 2021.

3.Kathirvel ... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned Principal District and Sessions Judge (Special Court for SC/ST Act Cases), Salem to accept the surrender of the petitioners and consider the petitioners' bail application on the same day in Crime No.97 of 2021 on the file of the second respondent police.

For Petitioners :Mr.M.Vijaya Ragavan

For Respondents :Mr.A.Damodharan,
Counsel for Government of
Tamil Nadu (Crl.Side)

ORDER

This petition has been filed seeking a direction, to direct the learned Principal District and Sessions Judge (Special Court for SC/ST Act Cases), Salem to accept the surrender of the petitioners and consider the petitioners' bail application on

the same day in Crime No.97 of 2021 on the file of the second respondent police.

2. 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 two weeks from the date of receipt of a copy of this order or after commencement of normal functioning of the Court, which ever is later and on such surrender, the learned Principal District and Sessions Judge, (Special Judge), SC/ST Act cases, Salem District, shall deal with the matter on the same day on merits and in accordance with law, after issuing notice to the victims under Section 15-A (3) of the SC/ST Act.

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

Sd/-

Assistant Registrar(CS-IX)

//True Copy//

Sub Assistant Registrar

dna

To

1.The Principal District and Sessions Judge,
(Special Judge) SC/ST Act Cases, Salem District.

2.The Deputy Superintendent of Police
Sankari Sub-Division
Salem District.

3.The Inspector of Police
Konganapuram Police Station
Salem District.
Crime No.97 of 2021.

4.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.M.Vijayaragavan, Advocate, S.R.No.29332

CRL.O.P.No.10934 of 2021

LN(CO)
CB(29/06/2021)