



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :27.07.2021

CORAM:

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

CRL.O.P.No.12822 of 2021

1.Bharathkrishnan
2.Aruljeevan
3.Periyasamy
4.Selvam
5.Suresh

... Petitioners

Versus

1.State Rep.by,
The Deputy Superintendent of Police,
Rasipuram,
Namakkal District.

2.The Inspector of Police,
Rasipuram Police Station,
Namakkal District.

(Crime No.556 of 2021)

... Respondents

PRAYER:Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned District Sessions Judge (Special Court for SC/ST Act, Cases) at Namakkal to accept the surrender of the petitioners and consider the petitioners' bail application on the same day in Crime No.556 of 2021 on the file of the second respondent/police.

For Petitioners: Mr.S.Senthilkumar

For Respondents: Mr.Damodaran,
Government Advocate (Crl.side)

ORDER

This Criminal Original Petition has been filed seeking a direction to direct the learned District Sessions Judge (Special Court for SC/ST Act, Cases) at Namakkal to accept the surrender of the petitioners and consider the petitioners' bail application on the same day in Crime No.556 of 2021 on the file of the second respondent/police.

2.In view of the amendments made in the Schedule Castes and the Schedule 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 and on such surrender, the



learned District Sessions Judge (Special Court for SC/ST Act, Cases) at Namakkal, 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.

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

Sd/-

Assistant Registrar (CS-VII)

//True Copy//

Sub Assistant Registrar

klt

To

1. The District Sessions Judge
(Special Court for SC/ST Act, Cases), Namakkal.
2. The Deputy Superintendent of Police,
Rasipuram, Namakkal District.
3. The Inspector of Police,
Rasipuram Police Station,
Namakkal District.
4. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.S.Senthil Kumar, Advocate, S.R.No. 35728

CRL.O.P.No.12822 of 2021

SSV(CO)
GN(13/08/2021)