



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.09.2021

WEB COPY

CORAM:

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

CRL.O.P.NO.15430 OF 2021

1. A. Thangavel
2. T.Rayar
3. R.Rajadurai
4. Sakthi
5. Marimuthu
6. Veeramal
7. Jainraj
8. V.Ragul
9. Kondaiyan

... Petitioners

Versus

The State
rep. by Inspector of Police,
Kaikalathur,
Perambalur Dt.
(Crime No.199 of 2021)

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the learned District and Sessions Judge, Perambalur (Special Court for SC/ST POA Act cases), to consider the bail petition of the petitioners on the same day in the event of surrender by the petitioners and seeks bail in Crime No.199 of 2021 pending on the file of respondent police.

For Petitioners: Ms.C.Sangamithirai

For Respondent : Mr.A.Damodharan,
Gov. Advocate (Crl.Side)

ORDER

(This case has been heard through video conference)

This petition has been filed seeking a direction, to direct the learned District and Sessions Judge, (Special Court for SC/ST POA Act cases) at Perambalur, Perambalur District, to accept the surrender of the petitioners and consider the



petitioners' bail application on the same day in Crime No.199 of 2021 on the file of the 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 District and Sessions Judge (Special Court for SC/ST POA Act cases), Perambalur, Perambalur 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 IV)

//True Copy//

Sub Assistant Registrar

rpp/gd

To

1. The District and Sessions Judge,
(Special Court for SC/ST POA Act cases),
Perambalur, Perambalur District.
2. The Inspector of Police,
Kaikalathur, Perambalur Dt.
3. The Public Prosecutor,
High Court, Madras.

+1cc to M/S.C.Sangamithirai, Advocate, S.R.No.43802

CRL.O.P.No.15430 of 2021

PMK(CO)
PM/20/09/2021