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Crl.OP.No.15267 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.07.2022

CORAM

THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR

Crl.O.P.No.15267 of 2022

1.Mathivannan
2.Jayalakshmi

... Petitioners

Vs.

State rep. By

1.The Deputy Superintendent of Police,
Rasipuram Sub Divison,
Salem District.

2.The Inspector of Police,
Ayilpatti Police Station,
Namakkal District.
(Crime No.70 of 2022)

... Respondents

PRAYER: This Criminal Original Petition filed under Section 482 of Cr.P.C., to direct the learned Sessions Judge, Special Court for SC/ST (POA) Act, Namakkal to consider the bail application filed by the petitioners on their surrender in connection with Crime No.70 of 2022 on the file of the second respondent police on the same day.

For Petitioners
For Respondents

: Mr.W.Camyles Gandhi
: Mr.N.Muthuvel,
Government Advocate (crl.side)



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ORDER

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This Criminal Original Petition has been filed seeking for a direction to the learned Sessions Judge, Special Court for SC/ST (POA) Act, Namakkal to consider the bail application filed by the petitioners on their surrender in connection with Crime No.70 of 2022 on the file of the second respondent police on the same day.

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 fact that there is no provision for anticipatory bail, there shall be a direction to learned Sessions Judge, Special Court for SC/ST (POA) Act, Namakkal to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.70 of 2022 on the file of the second respondent police and pass appropriate orders in accordance with law, after affording due opportunity to the victims under Section 15-A of the SC/ST (POA) Act, 1989. The petitioners shall surrender before the concerned Jurisdictional Court, within a period of one week from the date of the receipt of a copy of this Order.



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04.07.2022

Internet : Yes / No

Index : Yes / No

Speaking / Non Speaking order

shk/nr

To

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



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N.SATHISH KUMAR,J.

shk/nr

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