



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 11.02.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.OP(MD)No.2941 of 2022

Madasamy @ Prabunivash

... Petitioner/Accused No.1

Vs

1.The Deputy Superintendent of Police,
Natham Division,
Dindigul District.

2.The Inspector of Police,
Natham Police Station,
Dindigul District.
(Crime No.43 of 2022)

... Respondent Nos.1 & 2/Complainant

3.N.Parimala

... 3rd Respondent/
Defacto Complainant

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C., to direct the Special Court for the Exclusives Trial of SC/ST Cases, Dindigul, to accept the petitioner surrender in connection with Crime No.43 of 2022 on the file of the second respondent and consider his bail application on the same day in accordance with law.

For Petitioner

: Mr.L.Murugan

For RR 1 & 2

: Mr.R.M.Anbunithi

Additional Public Prosecutor

ORDER

This Criminal Original Petition is filed for a direction to direct the learned Special Judge for the Exclusives Trial of SC/ST Cases, Dindigul, to consider the bail application of the petitioner on the same day of surrender and dispose the same on merits and in accordance with law in connection with Crime No.43 of 2022 on the file of the second 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 Judge for the Exclusives Trial of SC/ST Cases, Dindigul, to consider the petitioner bail application, preferably on the same day of his surrender in connection with Crime No.43 of 2022 on the file of the



second 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.

WEB COPY

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

Sd/-

Assistant Registrar (T&P)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

ps

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 Judge
The Exclusives Trial of SC/ST Cases,
Dindigul
2. The Deputy Superintendent of Police,
Natham Division,
Dindigul District.
3. The Inspector of Police,
Natham Police Station,
Dindigul District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
Crl.OP(MD)No.2941 of 2022
11.02.2022

SRK (CO)

MGJ(14.02.2022) 2P 5C