



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.03.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.4249 of 2022

1. Muthupandi
2. Selvi
3. Chellapandian

... Petitioners/Accused Nos 1 to 3
Vs

1. The Deputy Superintendent of Police,
Thirupathur, Sivagangai District

2. The Inspector of Police
Thirupathur Town Police Station
Sivagangai District.
(Crime No.21 of 2021)

... 1 & 2 Respondents/Complainants

3. Valarmathi

...3rd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Special Court for cases Triable under SC and ST Act, Sivagangai to consider the bail application on the same day of surrender in Crime No.21 of 2021 on the file of second Police Station

For Petitioners : Mr.P.Venkatasubramanian
For Respondents : Mr.R.M.Anbunithi
No.1 and 2 Additional Public Prosecutor

O R D E R

This petition is filed for a direction to direct the Special Court for cases Triable under SC and ST Act, Sivagangai to consider the bail application on the same day of surrender in Crime No.21/2021 on the file of second Police Station

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 the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the Special Court for cases Triable under SC and ST Act, Sivagangai, to consider the petitioners bail application, preferably on the same day of their surrender in connection with Crime No. 21 of 2021 on the file of the 2nd 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 petitioners 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.



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

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// True Copy //

Sd/-

Assistant Registrar (CS-II)

/ /2022

Sub Assistant Registrar(CS)

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To

- 1.The Special Court for cases Triable under SC and ST Act,
Sivagangai
- 2.The Deputy Superintendent of Police,
Thirupathur, Sivagangai District
3. The Inspector of Police
Thiruppathur Town Police Station
Sivagangai District
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in

CRL.O.P (MD) No.4249 of 2022

04.03.2022

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GC(07.03.2022) 2P 5C