



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.4213 of 2022

WEB COPY

1. Selvan @ Joshuva
2. Raghu
3. Panchavarnam

... Petitioners/Accused Rank 1 to 3
Vs

1.The Deputy Superintendent of Police, (Rural),
Office of the Deputy Superintendent of Police,
Tirunelveli, Tirunelveli District

2. The Inspector of Police
Manur Police Station
Tirunelveli District.
(Crime No.50 of 2022)

... Respondent/Complainant

3. Raj

... Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the II Additional Sessions Court, Tirunelveli (PCR Act cases) to consider the bail application of the petitioners on the same day of their surrender before that court in Connection with Cr.No.50 of 2022 on the file of the R2 after hearing the victims under Section 15(a) of the SC/ST Act.

For Petitioners	:	Mr.V.Selvakumar
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 II Additional Sessions Court, Tirunelveli (PCR Act cases) to consider the bail application of the petitioners on the same day of their surrender before that court in Connection with Cr.No.50 of 2022 on the file of the R2 after hearing the victims under Section 15(a) of the SC/ST Act.

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 II Additional Sessions Court, Tirunelveli (PCR Act cases), to consider the petitioners bail application, preferably on the same day of their surrender in connection with Crime No. 1555 of 2020 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.

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

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

aav

To

1. The II Additional Sessions Judge,
Tirunelveli (PCR Act cases)
2. The Deputy Superintendent of Police, (Rural),
Office of the Deputy Superintendent of Police,
Tirunelveli, Tirunelveli District
3. The Inspector of Police
Manur Police Station
Tirunelveli District
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in

CRL.O.P (MD) No.4213 of 2022

04.03.2022

ark(CO)

GC(07.03.2022) 2P 5C