



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.03.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.4808 of 2022

WEB COPY

1.Kalyani @ Kalyanasundaram
2.Muthaiah
3.Satheeshkumar

... Petitioners

Vs

1.The Deputy Superintendent of Police,
Uthamapalayam,
Theni District

2.State: Represented by
The Inspector of Police
Gudalur North Police Station
Theni District
(Crime No.71/2022)

3. Santhanam

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned Special Court for the Exclusive Trial of SC/ST Cases Judge (PCR), Theni to accept the surrender of the petitioner and consider his bail application on the same day on merit relating to crime No.71 of 2022, dated 08.03.2022.

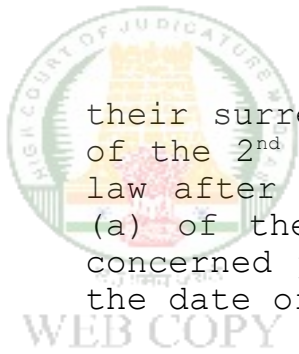
For Petitioners : Mr.S.Sundarapandian

For Respondent : Mr.R.M.Anbunithi
Nos.1 and 2 Additional Public Prosecutor

O R D E R

This petition is filed for a direction to direct the learned Special Court for the Exclusive Trial of SC/ST Cases Judge (PCR), Theni to accept the surrender of the petitioners and consider the petitioners' bail application on the same day on merit relating to crime No.71 of 2022, dated 08.03.2022.

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 learned Special Court for the Exclusive Trial of SC/ST Cases Judge (PCR), Theni, to consider the petitioners' bail application, preferably on the same day of



their surrender in connection with Crime No. 71 of 2022 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.

Sd/-

Assistant Registrar(CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

lr

To

- 1.The learned Special Court for the
Exclusive Trial of SC/ST Cases Judge (PCR),
Theni
- 2.The Deputy Superintendent of Police,
Uthamapalayam,
Theni District
- 3.The Inspector of Police
Gudalur North Police Station
Theni District
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in

CRL.O.P (MD) No.4808 of 2022

14.03.2022

(CO)

TR(14.03.2022) 2P 5C