



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.03.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.5158 of 2022

WEB COPY

1.R.Kalaiyarasan
2.C.Nagarajan
3.Ravichandran
4.K.Parimaleswaran @ Parimalam ... Petitioners/Accused
Vs

1.The Deputy Superintendent of Police,
Alangudi,
Pudukkottai District.

2.State through the Inspector of Police
Vadakadu Police Station
Alangudi Taluk,
Pudukkottai District.
(In Crime No.36 of 2022) ... 1st & 2nd Respondents / Complainants

3.M.Senthilkumar ... 3rd Respondent / Defacto complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Special District and Sessions Court (PCR Cases), Pudukkottai to consider their bail application of the petitioners/accused on the same day in connection with Crime No.36 of 2022 on the file of the respondent police when it arises in accordance with law.

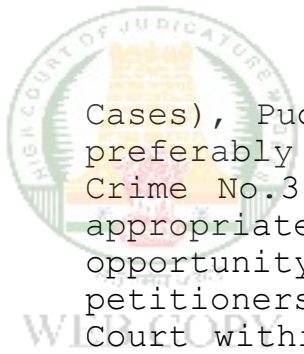
For Petitioners : Mr.R.Sevugaraja

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 learned Special District and Sessions Court (PCR Cases), Pudukkottai, to consider the bail petition of the petitioners on the same day of surrender and dispose the same on merits and in accordance with law in crime No.36 of 2022 on the file of the first 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 the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the learned Special District and Sessions Court (PCR



Cases), Pudukkottai, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.36 of 2022 on the file of the first 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. It is needless to say that the Court below while disposing the bail petition shall look into the gravity of the offence, previous antecedents of the petitioners and pass orders. Mere direction issued by this Court to consider the bail petition on the same day does not amount to consider it favourably.

3.With the above direction, the Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar(CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

- 1.The Special District and Sessions Court (PCR Cases),
Pudukkottai.
- 2.The Deputy Superintendent of Police,
Alangudi, Pudukkottai District.
- 3.The Inspector of Police
Vadakadu Police Station
Alangudi Taluk, Pudukkottai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

CRL.O.P (MD) No.5158 of 2022
18.03.2022

ck(CO)

TR(22.03.2022) 2P 5C