



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.04.2022

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CRL.O.P (MD) No.6865 of 2022

Jesu Issac @ Vinoth

... Petitioner/Accused No.4

Vs

1.The Deputy Superintendent of Police,
O/o. the Deputy Superintendent of Police,
Thiruvadanai,
Ramanathapuram District.

2.The Inspector of Police
Thiruppalaikudi Police Station
Ramanathapuram District.

(In Crime No.324 of 2020) ... 1st & 2nd Respondents /
Complainants

3.Ajay ... 3rd Respondent / Defacto complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned District and Sessions Judge, Special Court for trial of cases registered under SC/ST (POA) Act, 1989 Ramanathapuram, Ramanathapuram District to accept the surrender of the petitioner and consider petitioner's bail application and grant bail on the date of surrender itself, in crime NO.324/2020 on the file of the second respondent.

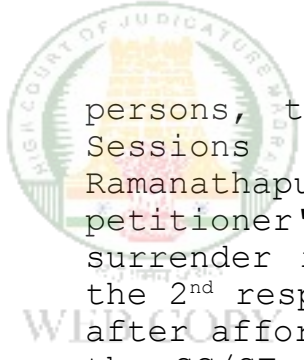
For Petitioner : Mr.D.Balamurugapandi

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

O R D E R

This petition has been filed for a direction to direct the learned District and Sessions Judge, Special Court for SC/ST (POA) Act cases, Ramanathapuram, Ramanathapuram District to accept the surrender of the petitioner and consider the petitioner's bail application and grant bail on the date of surrender itself, in crime No.324/2020 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 the possibility of



persons, there shall be a direction to the learned District and Sessions Judge, Special Court for SC/ST (POA) Act cases, Ramanathapuram, Ramanathapuram District, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 324 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 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.

3. 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 petitioner 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.

4. With the above direction, the Criminal Original Petition stands disposed of.

Sd/-

Assistant Registrar(P & A)

// True Copy //

13/04/2022

Sub Assistant Registrar(CS)

lr

To

- 1.The District and Sessions Judge,
Special Court, for SC/ST (POA) Act cases,
Ramanathapuram, Ramanathapuram District
- 2.The Deputy Superintendent of Police,
O/o. the Deputy Superintendent of Police,
Thiruvadanai, Ramanathapuram District.
- 3.The Inspector of Police
Thiruppalaikudi Police Station
Ramanathapuram District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.D. BALAMURUGAPANDI, Advocate (SR-18728[F] dated 13/04/2022)

Order made in

CRL.O.P (MD) No.6865 of 2022

13.04.2022

ss (CO)

<https://hcrs.court.gov.in/crscs/P6C>