



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.05.2022

CORAM

THE HONOURABLE MRS JUSTICE T.V.THAMILSELVI

CRL.O.P (MD) No.9303 of 2022

1.P.Muthu

2.Ananth

... Petitioners/A3 & A6

Vs.

1.The Deputy Superintendent of Police,
Thirumangalam Circle, Madurai.

... Respondent/
Investigation Officer

2.The State of Tamil Nadu rep.by
The Inspector of Police,
Sindupatty Police Station,
Madurai District.

(Crime No.238 of 2016) ... Respondents /Complainants

3.Ayyammal

... 3rd Respondent/Defacto Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned III Additional District and Sessions Judge (Special Court for SC/ST (POA) Act cases (PCR), Madurai to consider the bail petition of the petitioners on the same day of surrender in Crime No.238 of 2016 on the file of the second respondent Police.

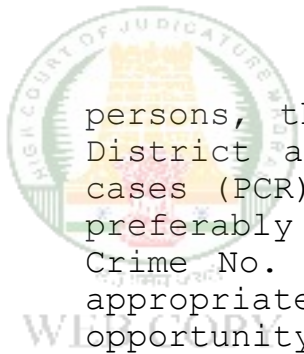
For Petitioners : M/s.S.Vasanth Yugesh

For Respondents : Mr.M.Vaikkam Karunanithi
No.1 and 2 Government Advocate (Crl.Side)

O R D E R

This Criminal Original Petition is filed for a direction to direct the learned III Additional District and Sessions Judge (Special Court for SC/ST (POA) Act cases (PCR), Madurai, to accept the surrender of the petitioners and consider their bail application on the same day on merits relating to the Crime No.238 of 2016 on the file of the second respondent police.

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 III Additional District and Sessions Judge (Special Court for SC/ST (POA) Act cases (PCR), Madurai, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No. 238 of 2016 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/-

Vacation Officer

// True Copy //

23/05/2022

Sub Assistant Registrar(CS)

das

To

- 1.The III Additional District and Sessions Judge
(Special Court for SC/ST (POA) Act cases (PCR),
Madurai.
- 2.The Deputy Superintendent of Police,
Thirumangalam Circle, Madurai.
- 3.The Inspector of Police,
Sindupatty Police Station,
Madurai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

CRL.O.P (MD) No.9303 of 2022
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MGJ(23.05.2022) 2P 5C