



**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED: 14.06.2022**

**CORAM**

**THE HONOURABLE MR. JUSTICE V.SIVAGNANAM**

**CRL.O.P (MD) No.10467 of 2022**

WEB COPY

- 1.Lalith @ Lalithkumar
  - 2.Kishore @ Kishorekumar
  - 3.Arun @ Bharath
- ... Petitioners/Accused No 1 to 3

Vs

- 1.The State Represented by its  
The Deputy Superintendent of Police,  
Office of the Deputy Superintendent of Police,  
Jeeyapuram,  
Trichy District.
- 2.The Inspector of Police,  
Somarasampettai Police Station,  
Trichy District. ...1<sup>st</sup> & 2<sup>nd</sup> Respondents/Complainants
- 3.Praveen ...3<sup>rd</sup> Respondent/Defacto Complainant

**PRAYER:** Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned I st Additional Sessions Judge (PCR Court), Trichy to consider the bail application of the petitioners on the same day of their surrender itself in Crime No.183 of 2022 on the file of the second respondent police.

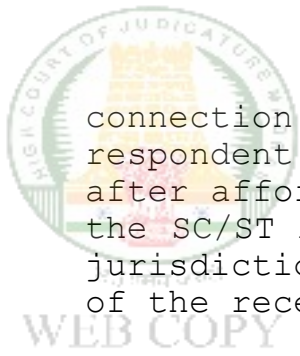
For Petitioners : Mr.D.S.Haroon Rasheed  
Advocate.

For Respondents : Mr.A.Albert James,  
1 and 2 Government Advocate (Crl.Side)

### **O R D E R**

This Criminal Original Petition has been filed for a direction to direct the learned I st Additional Sessions Judge (PCR Court), Trichy, to consider the petitioners bail application on the same day of their surrender in Crime No. 183 of 2022 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 I st Additional Sessions Judge (PCR Court), Trichy, to consider the petitioners' bail application, preferably on the same day of their surrender in



connection with Crime No.183 of 2022 on the file of the second 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. 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.

4. With the above direction, this Criminal Original Petition is allowed.

Sd/-

Assistant Registrar (Protocol)

// True Copy //

15/06/2022

Sub Assistant Registrar(CS)

PNM

To

- 1.The I Additional Sessions Judge (PCR Court),  
Trichy.
- 2.The Deputy Superintendent of Police,  
Office of the Deputy Superintendent of Police,  
Jeeyapuram,  
Trichy District.
- 3.The Inspector of Police,  
Somarasampettai Police Station,  
Trichy District.
- 4.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

ORDER IN

**CRL.O.P (MD) No.10467 of 2022**

**14.06.2022**

**ks** (CO)

GC (15.06.2022) 2P 5C