



Crl.O.P.(MD) No.12056 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 06.07.2022

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

CRL.O.P (MD) No.12056 of 2022

1.Govindaraj
2.Muruganandham

... Petitioners

Vs

1.The Deputy Superintendent Of Police,
Vallam,
Thanjavur District.

2.The Inspector of Police,
Thanjavur Taluk Police Station,
Thanjavur.

3.Arivupiththan

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Ist Additional District Judge (PCR), Thanjavur to consider the bail application of the petitioners on the same of their surrender before that Court in connection with Crime No.293 of 2022 on the file of the second respondent.

For Petitioners : Mr.K.Arunraj

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



Crl.O.P.(MD) No.12056 of 2022

ORDER

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This Criminal Original Petition has been filed to direct the Ist Additional District Judge (PCR), Thanjavur to consider the bail application of the petitioners on the same of their surrender before that Court in connection with Crime No.293 of 2022 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 misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the Ist Additional District Judge (PCR), Thanjavur, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.293 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.



Crl.O.P.(MD) No.12056 of 2022

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.

06.07.2022

Internet:Yes./No

Index:Yes/no

vsg

Note: Issue order copy on 07.07.2022



Crl.O.P.(MD) No.12056 of 2022

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To

- 1.The Ist Additional District Judge (PCR), Thanjavur
- 2.The Deputy Superintendent Of Police,
Vallam,
Thanjavur District.
- 3.The Inspector of Police,
Thanjavur Taluk Police Station,
Thanjavur.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD) No.12056 of 2022

V.SIVAGNANAM, J.

vsg

ORDER IN
CRL.O.P (MD) No.12056 of 2022

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