



Crl.O.P.(MD) No.13008 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 20.07.2022

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

CRL.O.P (MD) No.13008 of 2022

1. Sakthi Vasanth @ Sasi Vasanth

2. Veerapandi

3. Velammal

... Petitioners

Vs

1. The Assistant commissioner of Police,
South Gate Range,
Madurai City, Madurai.

2. The Inspector of Police,
Keeraithurai Police Station,
Madurai.

3. Baskar

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Additional District Court No.III, PCR Cases, Madurai, to consider the bail application of the petitioners in Crime No.417 of 2022 on the file of the second respondent Police on the same date of their surrender and dispose the same on its merits in accordance with law.



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For Petitioners : Mr.S.Sukumar

For Respondent : Mr.A.Albert James,
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed for a direction, to direct the Additional District Court No.III, PCR Cases, Madurai, to consider the bail application of the petitioners in Crime No.417 of 2022 on the file of the second respondent Police on the same date of their surrender and dispose the same on its merits in accordance with law.

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 Additional District Court No.III, PCR Cases, Madurai, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No. 417 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



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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.

20.07.2022

Internet:Yes./No
Index:Yes/no
PNM

Note: Issue order copy on 21.07.2022



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To

- 1.The Additional District Court No.III,
PCR Cases, Madurai,
- 2.The Assistant commissioner of Police,
South Gate Range,
Madurai City, Madurai.
- 3.The Inspector of Police,
Keeraithurai Police Station,
Madurai.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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V.SIVAGNANAM, J.

vsg

ORDER IN
CRL.O.P (MD) No.13008 of 2022

20.07.2022