



Crl.O.P.(MD) No.14309 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 10.08.2022

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

CRL.O.P (MD) No.14309 of 2022

Sakthieswaran @ Sakthi

...Petitioner/A-1

.VS.

**1. The Deputy Superintendent of Police
Rameswaram,
Ramanathapuram District.**

**2. The Inspector of Police
Rameswaram Town Police Station
Rameswaram,
Ramanathapuram District.
(Crime No.215 of 2022)**

3. Boominathan

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned District and Sessions Court (P.C.R), Ramanathapuram to consider and dispose of the bail application of the petitioner in Crime No.215 of 2022 on the file of the 2nd respondent on the same day of their surrender.



Crl.O.P.(MD) No.14309 of 2022

For Petitioner : Mr.K.Gokul

For Respondents : Mr.A.Albert James
No.1 and 2 Government Advocate(Crl.Side)

ORDER

This Criminal Original Petition has been filed for a direction to direct the learned District and Sessions Court (P.C.R), Ramanathapuram, to consider the petitioner's bail application on the same day of his surrender in Crime No.215 of 2022 on the file of the 2nd 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 Additional Sessions Court (PCR Court), Ramanathapuram, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 215 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 petitioner shall surrender before the concerned



Crl.O.P.(MD) No.14309 of 2022

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, this Criminal Original Petition is allowed.

10.08.2022

Internet: Yes./No

Index: Yes/no

ksa

Note: Issue order copy on 12.08.2022



Crl.O.P.(MD) No.14309 of 2022

To
WEB COPY

1. The Deputy Superintendent of Police
Rameswaram,
Ramanathapuram District.
2. The Inspector of Police
Rameswaram Town Police Station
Rameswaram,
Ramanathapuram District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD) No.14309 of 2022

V.SIVAGNANAM, J.

ksa

ORDER IN
CRL.O.P (MD) No.14309 of 2022

10.08.2022