



Crl.O.P.(MD) No.14794 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.08.2022

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

CRL.O.P (MD) No.14794 of 2022

Sakthivel

...Petitioner

VS

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

**2. The Inspector of Police
Sayalkudi Police Station
Ramanathapuram District**

3. Chelladurai

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the Additional and Sessions Court for the Exclusive Trail of SC and ST Cases, Ramanathapuram to accept the petitioner surrender in connection with Crime No.244/2022 on the file of the 2nd respondent and consider his bail application on the same day in accordance with law.

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



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ORDER

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This Criminal Original Petition has been filed for a direction to direct the Additional and Sessions Court for the Exclusive Trail of SC and ST Cases, Ramanathapuram to accept the petitioner surrender in connection with Crime No.244/2022 on the file of the 2nd respondent and consider his bail application on the same day 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 and Sessions Court for the Exclusive Trail of SC and ST Cases, Ramanathapuram, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 244 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 jurisdictional Court, within a period of fifteen days, from the date of the receipt of a copy of this Order.



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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.

18.08.2022

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

Note: Issue order copy on 22.08.2022



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To

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- 1.The Additional and Sessions Court for the Exclusive Trail of SC and ST Cases, Ramanathapuram
2. The Deputy Superintendent of Police
Kamuthi, Ramanathapuram District
3. The Inspector of Police
Sayalkudi Police Station
Ramanathapuram District
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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V.SIVAGNANAM, J.

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ORDER IN
CRL.O.P (MD) No.14794 of 2022

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