



Crl.O.P.(MD) No.15156 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 24.08.2022

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

CRL.O.P (MD) No.15156 of 2022

Ramesh

...Petitioner/A-1

.VS.

**1. The Deputy Superintendent of Police
Sivagangai,
Sivagangai District.**

**2. The State
Represented by the Inspector of Police
Madagupatti Police Station
Sivagangai District.
(Crime No.159 of 2022)**

3. Rahuman

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned Special Court for SC/ST Act Cases. Sivagangai, to accept the surrender of the petitioner and consider their bail application on the same day in relating to the Crime No.159 of 2022 dated 15.08.2022 on the file of the respondent police.



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For Petitioner : Mr.R.Sankar Ganesh

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 Special Court for SC/ST Act Cases. Sivagangai, to consider the petitioner's bail application on the same day of his surrender in Crime No. 159 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 Special Court for SC/ST Act Cases. Sivagangai, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 159 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.

24.08.2022

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

Note: Issue order copy on 02.09.2022



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1. The Special Court for SC/ST Act Cases,
Sivagangai.
2. The Deputy Superintendent of Police
Sivagangai,
Sivagangai District.
3. The State
Represented by the Inspector of Police
Madagupatti Police Station
Sivagangai District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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V.SIVAGNANAM, J.

ksa

ORDER IN
CRL.O.P (MD) No.15156 of 2022

24.08.2022