



Crl.O.P.(MD) No.15390 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.08.2022

CORAM

THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

CRL.O.P (MD) No.15390 of 2022

Adhi @ Adhikesavan

...Petitioner

vs

**1. The Deputy Superintendent of Police
Thiruvadaimaruthur
Thiruvadaimaruthur Taluk
Tanjore District**

**2. The Inspector of Police
Cholapuram Police Station
Tanjore District**

3. Ajithkumar

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned Additional District and Sessions Judge, (PCR) Tanjore to pass order on bail petition filed by these petitioners on the same day of surrender in Crime No. 457 of 2022 on the file of the respondent police

**For Petitioner : Mr.S.Muthukrishnan
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 learned Additional District and Sessions Judge, (PCR) Tanjore to pass order on bail petition filed by these petitioners on the same day of surrender in Crime No. 457 of 2022 on the file of the 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 District and Sessions Judge, (PCR) Tanjore , to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 457of 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.

26.08.2022

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

Note: Issue order copy on 30.08.2022



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To

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1. The Additional District and Sessions Judge, (PCR) Tanjore
2. The Deputy Superintendent of Police
Thiruvadaimaruthur
Thiruvadaimaruthur Taluk
Tanjore District
3. The Inspector of Police
Cholapuram Police Station
Tanjore 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
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