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Crl.O.P.No.1839 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.01.2023

CORAM

THE HONOURABLE MR.JUSTICE G.CHANDRASEKHARAN

Crl.O.P.No.1839 of 2023

M.Manikandan

... Petitioner

VS

1.The Deputy Superintendent of Police,
Kallakurichi District – 606 202.

2.The State of Tamil Nadu,
Rep. by its Inspector of Police,
E-10, Moongilthuraipattu Police Station,
Kallakurichi – 605 702.

... Respondents

Prayer: Criminal Original Petition has been filed under Section 482 of Cr.P.C. to direct the learned Principal District and Sessions Judge, Villupuram to consider the bail application of the petitioner concerned in Crime No.6 of 2023, on the file of the second respondent on their surrender on the same day on such terms and conditions.

For Petitioner

... Ms.S.Menaka

For Respondents

... Mr.S.Santhosh
Government Advocate (Crl.Side)



Crl.O.P.No.1839 of 2023

ORDER

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This Criminal Original Petition has been filed seeking for a direction to the learned Principal District and Sessions Judge, Villupuram to consider the bail application of the petitioner concerned in Crime No.6 of 2023, on the file of the second respondent on his surrender on the same day on such terms and conditions.

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 of the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the learned Principal District and Sessions Judge, Villupuram, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No.6 of 2023 on the file of the second respondent and pass appropriate orders in accordance with law, after affording due opportunity to the victims under Section 15-A of the SC/ST (POA) Act, 1989. 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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4. In view of the above, the Criminal Original Petition stands allowed.

27.01.2023

Index: Yes/No

Internet: Yes/No

Speaking/Non speaking order

sp

To

- 1.The Special Court for SC/ST (POA) Act Court, Perambalur.
- 2.The Superintendent of Police, Perambalur Taluk, Perambalur District.
- 3.The Inspector of Police, Mangalamedu Police Station, Perambalur District.
- 4.The Public Prosecutor, High Court, Madras.



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G.CHANDRASEKHARAN, J.

sp

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