



Crl.O.P.No.6045 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.03.2023

CORAM

THE HONOURABLE MR.JUSTICE G.CHANDRASEKHARAN

Crl.O.P.No.6045 of 2023

1. Ramki
2. Duraimurugan
3. Manojkumar
4. Sarath Kumar
5. Prakash.J

... Petitioners

Vs

- 1.The Deputy Commissioner of Police,
Cindadripet Range,
Egmore Police Station limits,
Chennai.

2. State of Tamil Nadu,
Represented by
Inspector of Police,
F-2, Egmore Police Station,
Chennai-600006.
(Crime No.126 of 2023)

3. T.Deepa

... Respondents

Prayer : Criminal Original Petition has been filed under Section 482 of Cr.P.C to direct the Principal District and Sessions Judge at Chennai to accept the surrender of the petitioners and consider their bail petition on the same day in Crime No.126 of 2023 pending on the file of the respondent Police.



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For Petitioners ... Mr.S.Mohan Raj
For Respondents ... Mr.S.Santhosh
R1 and R2 Government Advocate (Crl.side)

ORDER

This Criminal Original Petition has been filed to direct the Principal District and Sessions Judge at Chennai, to accept the surrender of the petitioners and consider their bail petition on the same day in Crime No.126 of 2023 pending 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 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 at Chennai, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.126 of 2023 on the file of the Respondent Police 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 petitioners shall surrender before the



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concerned 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 petitioners 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. In view of the above, the Criminal Original Petition stands allowed.

16.03.2023

Index: Yes/No

Internet: Yes/No

Speaking/Non speaking order

mn



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G.CHANDRASEKHARAN, J.

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To

1. The Principal District and Sessions Judge, Chennai.
2. The Deputy Commissioner of Police,
Cindadripet Range,
Egmore Police Station limits,
Chennai.
3. The Inspector of Police,
F-2, Egmore Police Station,
Chennai-600006.
4. The Public Prosecutor,
High Court, Madras.

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