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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.04.2023

CORAM :

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No. 8172 of 2023

1.Ravikumar

2.Arumugam

3.Santhosh ... Petitioners

Versus

1.The Deputy Superintendent of Police,
Villupuram District, Villupuram.

2.The State represented by
Inspector of Police,
Kandachipuram Police Station,
Villupuram District.
(Crime No.107 of 2023) ... Respondents

PRAYER : Criminal Original Petition has been filed under Section 482 of the Criminal Procedure Code, to direct the learned Sessions Judge, Special Court for Exclusive trial of cases registered under SC/ST (POA) Act cases, Villupuram District to consider the

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petitioner's bail application on the same day in the event of their surrender in Crime No.107 of 2023 dated 06.04.2023 on the file of the respondent police.

For Petitioner : Mr.S.Saravanakumar

For Respondents : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl. Side)

O R D E R

This Criminal Original Petition has been filed seeking direction to the learned Sessions Judge, Special Court for exclusive trial of cases registered under SC/ST (POA) Act cases, Villupuram District to consider his surrender and pass appropriate orders on the bail application filed by the petitioner on the same day in connection with Crime No.107 of 2023 on the file of the second respondent herein.

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 facts of the case,

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there shall be a direction to the learned Sessions Judge, Special Court for exclusive trial of cases registered under SC/ST (POA) Act cases, Villupuram District to consider the petitioner's bail application on the same day of his surrender in connection with Crime No.107 of 2023 registered for the offence under Sections 294(b) of IPC r/w. Sections 3 (1)(r) of Scheduled Castes and Schedules Tribes (Prevention of Atrocities) Amendment Act, 2015, on the file of the 2nd respondent and pass appropriate orders in accordance with law. 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.

3. The petitioner shall surrender before the concerned Jurisdictional Court, within a period of fifteen days from the date of receipt of a copy of this Order, after affording due opportunity to the victims under Section 15-A of the SC/ST (POA) Act, 1989.

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4. In view of the above, the Criminal Original Petition stands allowed. No costs.

13.04.2023

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Index: Yes/No
Speaking Order / Non-Speaking Order
Neutral Citation: Yes / No

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To

1.The Deputy Superintendent of Police,
Villupuram District, Villupuram.

2.The Inspector of Police,
Kandachipuram Police Station,
Villupuram District.

3.The Sessions Judge,
Special Court for exclusive trial of
cases registered under SC/ST (POA) Act cases,
Villupuram District.

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SUNDER MOHAN, J

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