



Crl OP No.11019 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.05.2023

CORAM :

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No. 11019 of 2023

1. Chinnarasu
2. Nishanth @ Subash
3. Ramesh @ Ramesh Kannan
4. Prakash
5. Vinoth @ Vinoth Kumar
6. Sardhar @ Abdhul Satthar Shakkiriya Basha
7. Ponarasu

... Petitioners

Versus

- 1.The Deputy Superintendent of Police,
Mangamedu, Perambalur District.
2. The State Rep by
The Station House Officer,
Kaikalathur Police Station,
Perambalur District.
Crime No.68 of 2023.

... Respondents

PRAYER : Criminal Original Petition has been filed under Section 482 of the Criminal Procedure Code, to direct the Session Judge, Special Court for SC/ ST Cases, Perambalur District to consider the



Crl OP No.11019 of 2023

bail petition to be filed by the petitioners on the same day in Crime No.68 of 2023 on the file of the respondent police.

For Petitioners : Mr. S.Shankar
For Respondents : Mr. S.Balaji
Government Advocate (Crl. Side)

ORDER

This Criminal Original Petition has been filed seeking direction to the Session Judge, Special Court for SC/ ST Cases, Perambalur District to consider the bail application proposed to be filed by the petitioners on their surrender in connection with Crime No.68 of 2023 on the file of the respondent police on the same day.

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, there shall be a direction to the Special Court for S.C & S.T Act Cases, Perambalur District to consider the petitioners' bail



Crl OP No.11019 of 2023

application on the same day of their surrender in connection with

Crime No.68 of 2023 registered for the offence under ***Sections 147, 294(b), 323, 506(ii) of IPC r/w Sections 3(1)(r), 3(1)(s) of Schedule Caste and Schedule Tribe (Prevention of Atrocities) Act, Amendment Act, 2015*** on the file of the second 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 petitioners and pass orders.

3. The petitioners 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, after affording due opportunity to the victims under Section 15-A of the SC/ST (POA) Act, 1989,



Crl OP No.11019 of 2023

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

11.05.2023

drl

Index: Yes/No

Speaking Order / Non-Speaking Order

Neutral Citation: Yes / No

To

- 1.The Session Judge, Special Court for SC and ST Cases,
Perambalur District.
- 2.The Deputy Superintendent of Police,
Mangamedu, Perambalur District.
3. The Station House Officer,
Kaikalathur Police Station,
Perambalur District.
- 4.The Public Prosecutor,
High Court, Madras.



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Crl OP No.11019 of 2023

SUNDER MOHAN, J.

drl

Crl.O.P.No. 11019 of 2023

11.05.2023