



WEB COPY



Crl.O.P.No.14137 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.06.2023

CORAM

THE HONOURABLE MR.JUSTICE G.CHANDRASEKHARAN

Crl.O.P.No.14137 of 2023

1. Arularasu
2. Logesh
3. Venu

... Petitioners

Vs

State represented by
The Inspector of Police,
Nemili Police Station,
Ranipet District.

(Crime No.200 of 2023)

... Respondents

Prayer : Criminal Original Petition has been filed under Section 482 of Cr.P.C, to direct the Learned Special Sessions Judge for Special Court for SC/ST Cases, Vellore District to consider the bail application of the petitioner herein on the day of surrender pertaining to the Crime No.200 of 2023 on the file of the Nemili Police Station, Ranipet District.

For Petitioners
For Respondents

... Mr.R.Dineshkumar
... Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.side)



Crl.O.P.No.14137 of 2023

ORDER

This Criminal Original Petition has been filed directing the Learned Special Sessions Judge for Special Court for SC/ST Cases, Vellore District to consider the bail application of the petitioners herein on the day of surrender pertaining to the Crime No.200 of 2023 registered for the offences under Sections 294(b), 506(i) of IPC r/w Sections 3(1)(r) and 3(1)(s) of Schedule Caste and Schedule Tribes (Prevention of Atrocities) Act 2015, on the file of the Nemili Police Station, Ranipet District.

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 Special Sessions Judge for Special Court for SC/ST Cases, Vellore District, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.200 of 2023 pending 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 concerned Jurisdictional Court, within a



Crl.O.P.No.14137 of 2023

period of fifteen days from the date of the receipt of a copy of this Order.

WEB COPY

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.

23.06.2023

Index: Yes/No
Internet: Yes/No
Speaking/Non speaking order
mn



WEB COPY



Crl.O.P.No.14137 of 2023

G.CHANDRASEKHARAN, J.

mn

To

1. The Special Sessions Judge for Special Court for SC/ST Cases, Vellore District.
2. The Inspector of Police,
Nemili Police Station,
Ranipet District.
3. The Public Prosecutor,
High Court, Madras.

Crl.O.P.No.14137 of 2023

23.06.2023