



Crl.O.P.No.23051 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.10.2023

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

Crl.O.P.No.23051 of 2023

Jeevanandham

... Petitioner

Vs.

The State Rep.by
Inspector of Police,
Kiliyanur Police Station,
Villupuram District.
Crime No.422 of 2023

... Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, pleaded to direct the learned Sessions Judge, Special Court for Exclusive Trial of cases registered under SC & ST Atrocities Act at Villupuram, Villupuram District to accept the surrender of the petitioner herein in Crime No.422 of 2023 on the file of the Inspector of Police, Kiliyanur Police Station, Villupuram District and consider the bail petition on the same day itself.

For Petitioner : Mr.S.Sasikumar

For Respondent : Mr.S.Udaya Kumar
Government Advocate (Crl. Side)



ORDER

This Criminal Original Petition is filed to direct the learned Sessions Judge, Special Court for Exclusive Trial of cases registered under SC & ST Atrocities Act at Villupuram, Villupuram District to consider the bail application on surrender.

2. The absconding accused cannot expect that his bail application should be considered on the same day itself, such a direction cannot be given to the Court below by this Court in exercising of power under Section 482 of Criminal procedure Code, 1973. More particularly, when the offence is under SC/ST Act and there is a mandatory requirement under the statute that the defacto-complainant must be heard before considering the bail petition.

3. In Such circumstances, there no merit in this petition. Hence this Criminal Original Petition is dismissed. It is open for the petitioner to approach the trial Court and get appropriate remedy.

12.10.2023

Index : Yes/No
Neutral Citation : Yes/No
rpl



Crl.O.P..No.23051 of 2025

To

1.The Sessions Judge, Special Court for Exclusive Trial of Cases under SC
& ST Atrocities Act, Villupuram, Villupuram District

2.TheInspector of Police,
Kiliyanur Police Station,
Villupuram District.

3. The Public Prosecutor,
High Court, Madras.



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Dr.G.JAYACHANDRAN,J.

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