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Crl.O.P.No.29011 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.12.2023

CORAM

THE HONOURABLE MR.JUSTICE P.DHANABAL

Crl.O.P.No.29011 of 2023

Suganthi @ Sumathi

... Petitioner

Vs.

1. State Rep. by
The Deputy Superintendent of Police,
Mettur Sub Division,
Salem District.

2. The Inspector of Police,
Kolathur Police Station,
Salem District.
(Crime No.357 of 2023)

... Respondents

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the learned Principal District and Sessions Judge, Salem to accept the surrender of the petitioner and to consider the bail petition on the same day in Crime No.357 of 2023 on the file of the 2nd respondent police.

For Petitioner : Mr.S.Krishnamoorthy

For Respondents : Mr.L.Baskaran
Government Advocate (Crl.Side)



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ORDER

This petition has been filed seeking a direction, to direct the learned Principal District and Sessions Judge, Salem (Special Court for SC/ST (POA) Act Cases) to accept the surrender of the petitioner and to consider the bail petition on the same day in Crime No.357 of 2023 on the file of the 2nd respondent police.

2. In view of the amendments made in the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, this Court is of the view that the usual directions that were issued by this Court cannot be issued routinely in all cases. Therefore, the petitioner is directed to surrender before the trial Court within a period of two weeks from the date of receipt of a copy of this order and on such surrender, the learned Principal District and Sessions Judge, Salem (Special Court for SC/ST (POA) Act Cases) shall deal with the matter on the same day on merits and in accordance with law, after issuing notice to the victims under Section 15 (A) of the SC/ST (POA) Act.



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3. This Criminal Original Petition is disposed of with the above directions.

29.12.2023

Index : Yes/No

Internet: Yes/No

Speaking/Non speaking order
gvn/sk

To

1. The Principal District and Sessions Judge, Salem
2. The Deputy Superintendent of Police,
Mettur Sub Division,
Salem District.
3. The Inspector of Police,
Kolathur Police Station,
Salem District.
4. The Public Prosecutor,
High Court, Madras.



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P.DHANABAL,J
gvn/sk

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