



CrI.O.P.(MD) No.1535 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 27.01.2023

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

CRL.O.P (MD) No.1535 of 2023

M.Kasi Sivagurunathan

... Petitioner

Vs.

1.The State represented by
The Inspector of Police,
Sernthamaram Police Station,
Tenkasi District.
(Crime No.9 of 2023)

2.Thangalakshmi

... Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C, praying to direct the learned Additional District Sessions Judge No.II, for PCR Act, Tirunelveli to accept the surrender of the petitioner and consider his bail application on the same day on merits in relating to Crime No.9 of 2023 dated 10.01.2023 on the file of the respondent police.

For Petitioner : Mr.Mathavaselvam

For R1 : Mr.SS.Madhavan
Government Advocate (Crl. Side)



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ORDER

This petition is filed for a direction to direct the learned Additional District Sessions Judge No.II, for PCR Act, Tirunelveli to accept the surrender of the petitioner and consider his bail application on the same day on merits in relating to Crime No.9 of 2023 dated 10.01.2023 on the file of the first respondent police.

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 Additional District Sessions Judge No.II, for PCR Act, Tirunelveli, to consider the petitioner bail application, preferably on the same day of his surrender in connection with Crime No.9 of 2023 on the file of the first respondent and pass appropriate orders in accordance with law after affording due opportunity to the victim under Section 15(a) of the SC/ST Act. The petitioner shall surrender before the concerned jurisdictional Court



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

3. In view of the above, the Criminal Original Petition stands allowed.

27.01.2023

NCC:Yes./No
Internet:Yes./No
Index:Yes/no
csm

Note: Issue order copy on 02.02.2023

To

- 1.The Additional District Sessions Judge No.II, for PCR Act,
Tirunelveli.
- 2.The Inspector of Police,
Sernthamaram Police Station,
Tenkasi District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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A.D.JAGADISH CHANDIRA, J.

csn

Order made in
CRL.O.P (MD) No.1535 of 2023

27.01.2023