



Crl.O.P.(MD) No.8835 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 17.05.2023

CORAM:

THE HONOURABLE **MRS. JUSTICE T.V.THAMILSELVI**

Crl.O.P.(MD) No.8835 of 2023

1.P.Rengaraj

2.G.Balaji

...Petitioners

Vs.

1.The Deputy Superintendent Of Police,
Thanjavur District, Thanjavur.

2.The Inspector of Police,
Vallam Police Station,
Thanjavur (Crime No.87 of 2023)

3.S.Manikandan

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to direct the learned Principal District and Sessions Judge, Thanjavur to consider the surrender and bail application of the petitioners on the same day in Crime No.87 of 2023 on the file of the respondent.

For Petitioners : Mr.N.P.Siva Chakravarthi

For Respondents : Mr.A.Albert James (R1 & R2)

Government Advocate



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Crl.O.P.(MD) No.8835 of 2023

ORDER

This petition has been filed seeking for a direction to the learned Principal District and Sessions Judge, Thanjavur to consider the surrender and bail applications of the petitioners on the same day in Crime No.87 of 2023 on the file of the 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 the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the learned Principal District and Sessions Judge, Thanjavur, to consider the petitioners' bail applications, preferably on the same day of their surrender in connection with Crime No.87 of 2023 on the file of the respondent police 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 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.



Crl.O.P.(MD) No.8835 of 2023

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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. With the above direction, the Criminal Original Petition stands disposed of.

17.05.2023

NCC:Yes/No
Index:Yes/No
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Crl.O.P.(MD) No.8835 of 2023

T.V.THAMILSELVI, J.

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To

- 1.The Principal District and Sessions Judge, Thanjavur
- 2.The Deputy Superintendent Of Police,
Thanjavur District, Thanjavur.
- 3.The Inspector of Police,
Vallam Police Station,
Thanjavur.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Crl.O.P.(MD) No.8835 of 2023

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