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Crl.O.P.No.41 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.1.2024

CORAM

THE HONOURABLE Mr.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.41 of 2024

Gopalakrishnan

...Petitioner

Vs.

1.The Assistant Commissioner of
Police, Pallikaranai Range,
Kanathur, Chengalpattu District.

2.The Inspector of Police,
Semmanchery Police Station,
Chengalpattu District.

...Respondents

Criminal Original Petition under Section 482 of the Criminal Procedure Code praying to direct the Principal Sessions Judge (Special Judge for SC/ST Act), Chengalpattu at Chengalpattu District to consider the petitioner's bail application on the same day of his surrender in Crime No.179 of 2023 pending investigation on the file of the respondent police.

For Petitioner : Mr.M.Machavatharan
For Respondents : Mr.A.Damodaran, APP



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ORDER

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This Criminal Original Petition has been filed seeking to direct the Principal Sessions Court/Special Court for Exclusive Trial of Cases registered under the SC/ST (Prevention of Atrocities) Act, Chengalpattu at Chengalpattu District to consider the bail application of the petitioner on the same day of his surrender in Crime No.179 of 2023 on the file of the second respondent.

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 Special Judge shall deal with the matter on the same day on merits and in accordance with law, after issuing notice to the victim under Section 15(A) of the SC/ST



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Act.

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

05.1.2024

Note : Issue on 08.1.2024

Index : Yes/No

Speaking Order : Yes/No

To

1.The Principal Sessions Court/Special Court for Exclusive Trial of Cases registered under the SC/ST (Prevention of Atrocities) Act, Chengalpattu at Chengalpattu District.

2.The Assistant Commissioner of Police, Pallikaranai Range, Kanathur, Chengalpattu District.

3.The Inspector of Police, Semmanchery Police Station, Chengalpattu District.

4.The Public Prosecutor, High Court, Madras.

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N.ANAND VENKATESH,J

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