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Crl.O.P.No.768 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.01.2024

CORAM

THE HONOURABLE Mr.JUSTICE N.ANAND VENKATESH

Crl.O.P.No.768 of 2024

C.Ravindhar
S/o.Chidhambaram

...Petitioner

Vs.

1.The State of Tamil Nadu
represented by
The Deputy Superintendent of Police,
Perambalur Police Station,
Perambalur District.

2.The Inspector of Police,
Perambalur Police Station,
Perambalur District.
Crime No.2/2024

3.Nithish
S/o.Thangamani

...Respondents

Criminal Original Petition filed under Section 482 of the Criminal Procedure Code praying to direct the learned Sessions Judge, Special Court for exclusive trial of SC & ST Act cases, Perambalur, to consider the application filed by the petitioner for grant of bail in the event of their surrender before the trial Court and enlarge them on bail on the same day in



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Crime No.2 of 2023 on the file of respondent police for offences u/s.294(b), 324, 341, 506(2) IPC and Sections 3(1)(r), 3(1)(s), 3(2)(va) of SC/ST Act (Prevention of Atrocities Act, 1981).

For Petitioner : Mr.G.Ilamurugu

For Respondents : Mr.A.Damodaran,
Additional Public Prosecutor [R1 & R2]

ORDER

This Criminal Original Petition has been filed seeking to direct the learned Sessions Judge, Special Court for exclusive trial of SC & ST Act cases, Perambalur, to consider the bail application of the petitioner on the same day of his surrender in Crime No.2 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



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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 Act.

This Criminal Original Petition is disposed of with the above direction.

18.01.2024

Note : Issue on 19.01.2024

Index : Yes/No
Speaking Order : Yes/No
Neutral Citation : Yes/No
gm

To

- 1.The Sessions Judge,
Special Court for exclusive trial of SC & ST Act cases,
Perambalur.
- 2.The Deputy Superintendent of Police,
Perambalur Police Station,
Perambalur District.
- 3.The Inspector of Police,
Perambalur Police Station,
Perambalur District.
Crime No.2/2024
- 4.The Public Prosecutor,
High Court, Madras.

N.ANAND VENKATESH, J



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