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Crl.O.P. No. 2260 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 06.02.2024

CORAM

THE HONOURABLE Mr.JUSTICE N. ANAND VENKATESH

Crl.O.P.No.2260 of 2024

1. VEDIYAPPAN
2. SASIKUMAR
3. SIVA @ SIVA VETRI
4. CHERAN
5. ANNAMALAI
6. VISWANATHAN
7. SAKTHIVEL
8. BABU
9. GOKUL @ GOKULAKRISHNAN
10. DHINAKARAN
11. KARTHIK
12. SAKTHIVEL
13. JOOTHY

.. Petitioners

Vs.

1. The Deputy Superintendent
of Police,
Uthangarai,
Krishnagiri District.
2. The State of Tamil Nadu,
rep. by its Inspector of Police,
Singarapettai Police Station,
Krishnagiri District.

.. Respondents



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Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to direct the Principal Sessions Judge, Krishnagiri for Prevention of SC/ST Atrocities to accept the surrender of the petitioners in Cr.No. 18 of 2024 (On the file of the Inspector of Police, Singarapettai Police Station, Krishnagiri District) and consequently consider the petitioners bail application on the same day.

For Petitioners : Mr.J. Pradeep

For Respondents : Mr.A.Damodaran
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed seeking a direction, directing the Principal Sessions Judge, Krishnagiri, for Prevention of SC/ST Atrocities to accept the surrender of the petitioners in Cr.No. 18 of 2024 on the file of the Inspector of Police, Singarapettai Police Station, Krishnagiri District and to consider the bail application filed by the petitioners on the same day.

2. In view of the amendments made in the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 (**for brevity hereinafter referred to as the Act**), this Court is of the view that the



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usual directions that were issued by this Court cannot be issued routinely in all cases. Therefore, the petitioners are directed to **appear in person** before the Special Court within a period of two weeks from the date of receipt of a copy of this order. **The Special Court shall order reasonable, accurate and timely notice as mandated under Sec. 15 A (3) of the Act to the victim or his / her dependent by RPAD / through the respondent police and on such service of notice, the learned Special Judge shall deal with the matter as expeditiously as possible on merits and in accordance with law, after hearing the victim or his / her dependent either in person or through counsel / legal aid counsel as mandated under Sec 15A (5) of the Act, in compliance with *Hariram Bhambhi vs Satyanarayan, reported in 2021 SCC Online SC 1010*.**

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

06.02.2024

Index :Yes/No

Internet:Yes/No

Speaking/Non speaking order

rka

Note : Issue order copy on 07.02.2024



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N. ANAND VENKATESH,J

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To

1. The Principal Sessions Judge,
Krishnagiri.
2. The Deputy Superintendent
of Police,
Uthangarai,
Krishnagiri District.
3. The Inspector of Police,
Singarapettai Police Station,
Krishnagiri District.
4. The Public Prosecutor,
High Court, Madras.

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