



**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

**DATED: 12.02.2024**

**CORAM**

**THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH**

**CRL.O.P No.2854 of 2024**

1.Arumugam

2.Balasurya @ Naveen Kumar

3.Vasanthamani

...Petitioners

Vs.

1.The Deputy Superintendent of Police,  
Coimbatore.

2.State Rep. by: The Sub Inspector of Police,  
Sulur Police Station,  
Coimbatore District.  
(Crime No.58 of 2024)

...Respondents

**PRAYER** : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, directing the learned Special Court for exclusive trial of SC and ST Act, Coimbatore to accept the surrender of the petitioners herein and consider the bail petition concerned in Crime No.58 of 2024 on the file of the 2<sup>nd</sup> respondent police on the same day itself.

[Prayer amended vide order dated 12.02.2024 in CrI.M.P.No.2346 of 2024 in CrI.O.P.No.2854 of 2024]



WEB COPY



For Petitioners : Mr.J.Franklin

For Respondents : Mr.A.Damodaran  
Additional Public Prosecutor

### **ORDER**

This Criminal Original Petition has been filed seeking to direct the learned Special Court for exclusive trial of SC and ST Act, Coimbatore to accept the surrender of the petitioners herein and consider the bail petition concerned in Crime No.58 of 2024 on the file of the 2<sup>nd</sup> respondent police on the same day itself.

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 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 Section 15A(5) of the Act,  
in compliance with the judgment in the case of *Hariram Bhambhi vs Satyanarayan* [reported in *2021 SCC Online SC 1010*].

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

**12.02.2024**

Index: Yes/No  
Speaking order/Non-speaking Order  
Neutral Citation: Yes/No  
ssr

**(2/2)**

**Note: Issue Order Copy on 13.02.2024**

To

- 1.The Deputy Superintendent of Police,  
Coimbatore.
- 2.State Rep. by: The Sub Inspector of Police,  
Sulur Police Station,  
Coimbatore District.
- 3.The Public Prosecutor,  
High Court, Madras.



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**N.ANAND VENKATESH, J**

SSR

**CRL.O.P No.2854 of 2024**

**12.02.2024  
(2/2)**