



CRL.O.P No.4954 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.03.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P No.4954 of 2024

1. Sargunam

2. Hemamalani

.. Petitioners

Vs.

1. The Deputy Superintendent of Police,
Cheyyar Taluk,
Thiruvannamalai District.

2. The State represented by
The Inspector of Police,
Cheyyar Police Station,
Thiruvannamalai District.

... Respondents

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, to direct the Principal District Sessions Judge, Thiruvannamali (Special Court for SC/ST, POA Act Cases) to consider the bail petition of the petitioners on the same day in the event of surrender by the petitioners and seeks bail in Crime No.577 of 2023 pending on the file of the Inspector of Police Cheyyar Police Station, Thiruvannamalai District.



WEB COPY



CRL.O.P No.4954 of 2024

For Petitioners : Mr.K.Dhananjayan
For Respondents : Mr.A.Gopinath
Government Advocate(Crl.Side)

ORDER

This petition has been filed seeking a direction to the Principal District Sessions Judge, Thiruvannamali (Special Court for SC/ST, POA Act Cases), to consider the bail application of the petitioners on the same day in the event of their surrender in connection with Crime No.577 of 2023 on the file of the second respondent police.

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 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



CRL.O.P No.4954 of 2024

WEB COPY

victim or his / her dependent by RPAD / through the respondents 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 direction.

01.03.2024

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

Note: Issue order copy by 04.03.2024



WEB COPY



CRL.O.P No.4954 of 2024

N.ANAND VENKATESH, J

adl

To

1. The Principal District Sessions Judge,
Thiruvannamali (Special Court for SC/ST, POA Act Cases)
2. The Deputy Superintendent of Police,
Cheyar Taluk,
Thiruvannamalai District.
3. The Inspector of Police,
Cheyyar Police Station,
Thiruvannamalai District.
4. The Public Prosecutor,
High Court, Madras.

CRL.O.P No.4954 of 2024

01.03.2024