



WEB COPY



CrI.OP.No.11223 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.05.2024

CORAM

THE HON'BLE MR. JUSTICE **K.KUMARESH BABU**

CrI.OP.No.11223 of 2024

1.Ulagaratchagan
2.Anandhan
3.Dilly Babu

...Petitioners

Vs.

1. The Deputy Superintendent of Police,
O/o. The Deputy Superintendent of Police,
Thiruvannamalai,
Thiruvannamalai District.

2.State, rep. by
The Sub Inspector of Police,
Pernamallur Police Station,
Thiruvannamalai District.
(Cr.No.8 of 2024)

...Respondents

Prayer : Criminal Original Petition has been filed under Section 482 of Cr.P.C, to direct the District & Sessions Court, Thiruvannamalai (Special Judge for S.C. & S.T. Act) to consider their surrender and pass appropriate orders on the bail application filed by the petitioners on the same day in connection with the Crime No.8 of 2024 on the file of Respondent Police.

For Petitioners ... M/s.V.R.Appaswamee

For Respondents ... Mr.L.Baskaran

Government Advocate (crl.side)



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ORDER

This Criminal Original Petition has been filed seeking for a direction to the District and Sessions Court, Thriuvannamalai (Special Judge for SC & ST Act) to consider the bail application of the petitioners on the same day of their surrender in connection with Crime No.8 of 2024 on the file of the 2nd respondent police.

2. In view of the specific bar under Section 18 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and also taking into consideration of the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the District and Sessions Court, Thriuvannamalai (Special Judge for SC and ST Act), to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.8 of 2024 on the file of the second respondent and pass appropriate orders in accordance with law, after affording due opportunity to the victims under Section 15-A of the SC/ST (POA) Act, 1989. The petitioners shall surrender before the concerned Jurisdictional Court, within a period of fifteen days from the date of the receipt of a copy of



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this Order.

3. It is needless to say that the Court below while disposing the bail petition shall look into the gravity of the offence, previous antecedents of the petitioners and pass orders. Mere direction issued by this Court to consider the bail petition on the same day, does not amount to consider it favourably.

4. With the above direction, this Criminal Original Petition stands disposed of.

08.05.2024

Index: Yes/No

Internet: Yes/No

Speaking/Non speaking order

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K.KUMARESH BABU. J.

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To

1. The Deputy Superintendent of Police,
O/o The Deputy Superintendent of Police,
Thiruvannamalai,
Thiruvannamalai District.
2. The Sub Inspector of Police,
Pernamallur Police Station,
Thiruvannamalai District.
3. The Public Prosecutor,
High Court of Madras.

CrI.OP.No.11123 of 2024

08.05.2024