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CRL.O.P No.25031 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.10.2024

CORAM

**THE HONOURABLE MRS.JUSTICE K.GOVINDARAJAN
THILAKAVADI**

CRL.O.P No.25031 of 2024

Sounder @ R.Soundar Raja

...Petitioner/A2

Vs.

State rep.by its

1.The Deputy Superintendent of Police,
Attur, Salem District.

2. The Inspector of Police,
All Women Police Station,
Attur, Salem District.
(Crime No.11 of 2024)

....Respondents

PRAYER : Criminal Original Petition filed under Section 528 of BNSS, praying to direct the Sessions and District Judge (Special Judge), SC/ST Act Cases, Salem to consider the bail application filed by the petitioner on his surrender in connection with Crime No.11 of 2024 on the file of the 2nd respondent police on the same day.

For Petitioner : Mr.W.Camyles Gandhi

For Respondents : Mr.L.Baskaran
Government Advocate (Crl.side)



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ORDER

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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 petitioner is directed to appear in-person before the Special Court at Salem 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



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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.

09.10.2024

nvi

Index: Yes/No

Speaking order/Non-speaking Order

Neutral Citation: Yes/No

Note: Issue order copy today [09.10.2024]

To

1.The Sessions and District Judge,
(Special Court under SC & ST Atrocities Act), Salem

2. The Deputy Superintendent of Police
Attur
Salem District

3. The Inspector of Police
All Women Police Station
Attur, Salem District

4.The Public Prosecutor,
High Court, Madras.



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K.GOVINDARAJAN THILAKAVADI, J

nvi

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