



Crl.O.P(MD).No.7812 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.05.2024

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

Crl.O.P(MD).No.7812 of 2024

Sakthivel

...Petitioner / sole accused

Vs.

1.The Deputy Superintendent of Police,
Alangudi Division,
Pudukkottai District.

2.The State rep. by
The Inspector of Police,
Sampathividuthi Police Station,
Pudukkottai District.
(Crime No.56 of 2024)

Respondents / complainants

3. Thadaganathan

3rd Respondent / defacto complainant

Prayer : Criminal Original Petition filed under Section 482 Cr.P.C.,
praying to direct the learned District and Sessions Judge (Special Court for
PCR cases), Pudukkottai to accept the surrender of the petitioner and
consider his bail application on the same day on merit relating to Crime
No.56 of 2024, dated 25.04.2024.



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For Petitioner : Mr.D. Rameshkumar
For respondents 1 & 2 : Mr.R.Shivakumar
Government Advocate (Crl. Side)

ORDER

This petition has been filed seeking for a direction to the learned District and Sessions Judge (Special Court for PCR cases), Pudukkottai to accept the surrender of the petitioner and consider his bail application on the same day on merit relating to Crime No.56 of 2024, dated 25.04.2024.

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 the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the learned District and Sessions Judge (Special Court for PCR cases), Pudukkottai to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No.56 of 2024 on the file of the second respondent and pass appropriate orders in accordance with law after affording due opportunity to the victim under



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Section 15(a) of the SC/ST Act. The petitioner shall surrender before the concerned jurisdictional Court within a period of fifteen days from the date of the receipt of a copy of 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 petitioner 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, the Criminal Original Petition stands disposed of.

29.05.2024

Index : Yes / No
Internet : Yes/ No
trp



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1.The Deputy Superintendent of Police,
Alangudi Division,
Pudukkottai District.

2.The State rep. by
The Inspector of Police,
Sampathividuthi Police Station,
Pudukkottai District.

3. The District and Sessions Judge (Special Court for PCR cases),
Pudukkottai

3.The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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L.VICTORIA GOWRI, J.,

trp

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29.05.2024