



Crl.O.P.(MD)No.10775 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.07.2024

CORAM :

THE HON'BLE MR.JUSTICE B.PUGALENDHI

Crl.OP(MD)No.10775 of 2024

1. Krishnan
 2. Subha @ Veera Subbulakshmi
 3. Vidhya @ Vidhya Sri
 4. Anand @ Ananthakrishnan
- ... Petitioners

Vs

- 1.The Deputy Superintendent of Police,
Rameswaram,
Ramanathapuram District.
- 2.The Inspector of Police,
Rameswaram Town Police Station,
Ramanathapuram District.
Crime No.170 of 2024.

3. Saranya
- ...Respondents

Prayer : Criminal Original Petition filed under Section 482 of the Code of Criminal Procedure, to direct the Special Court for Trial U/s.SC/ST(POA) Amendment Act Cases, Ramanathapuram to accept the surrender of the petitioners and consider their bail application on the same day in Crime No.170 of 2024 dated 13.07.2024 on the file of the second respondent police.



Crl.O.P.(MD)No.10775 of 2024

WEB COPY

For Petitioners : Mr.Jegadeesha Pandian.V.M,
For R1 & R2 : Mr.P.Kottaichamy
Government Advocate (Crl.side)

ORDER

The second respondent police has registered a case as against the petitioners for the alleged offence punishable under Sections 351(3) of BNS, 2023 and Section 3(1)(r) and 3(2)(va) of SC/ST (Prevention of Atrocities) Act, in Crime No.170 of 2024, on the file of the second respondent police.

2.The learned counsel appearing for the petitioners submits that the petitioners are the parents of A1. A1 and the defacto complainant had love fair for the past 11 years and they got married in the month of April 2024, for which, the petitioners are said to have abused the defacto complainant over phone and also intimidated her.

3.Section 18 of the SC/ST (POA) Act prohibits grant of anticipatory bail in the cases registered under the SC/ST (POA) Act.



Crl.O.P.(MD)No.10775 of 2024

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The petitioners claim that this case is a foisted one and they will prove their innocence. In view of the bar under Section 18 of the SC/ST (POA) Act, the petitioners are inclined to surrender before the Special Court concerned and to seek regular bail. However, the petitioners seek a direction for disposal of the bail application on the same day.

4.This Court in similar circumstances had issued directions to the Courts concerned where FIR is pending, to consider the bail application filed on the same day of their surrender and therefore, by relying upon the similar orders, the petitioners pray for similar directions.

5.Considering the nature of allegations and considering the similar such orders passed by this Court, this petition is disposed of with a direction to the petitioners to surrender within a period of two weeks from the date of receipt of a copy of this order, before the learned Judge, Special Court for Trial U/s.SC/ST(POA) Amendment Act Cases, Ramanathapuram and the learned Judge of the Special Court is directed to entertain the bail applications if any filed by these



Crl.O.P.(MD)No.10775 of 2024

petitioners on the same day. The Public Prosecutor concerned is expected to be available in the Court and the Public Prosecutor can very well get instructions with the available scientific modes. The bail application in any event shall be disposed on merits on the same day.

11.07.2024

NCC : Yes/No
Index : Yes/No
Internet:Yes
vrn

To

- 1.The Special Court for Trial U/s.SC/ST(POA) Amendment Act Cases,
Ramanathapuram.
- 2.The Deputy Superintendent of Police,
Rameswaram,
Ramanathapuram District.
- 3.The Inspector of Police,
Rameswaram Town Police Station,
Ramanathapuram District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD)No.10775 of 2024

B.PUGALENDHI,J

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