



Crl.O.P.No.2774 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.02.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

Crl.O.P.No. 2774 of 2025

Valliammai

... Petitioner

Vs.

1.State Rep.by its
The Deputy Superintendent of Police,
Thiruchendur Sub Division,
Perambalur District.

2. Inspector of Police,
Kunnam Police Station,
Perambalur District.

3.Thiruvassugur

.. Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to direct the learned Special Court for Trial of Cases under SC & ST (POA) Act, Perambalur to pass order on the bail petition filed by the petitioner on the same day of surrender in Crime No.533 of 2024, on the file of the Inspector of Police, Kunnam Police Station, Perambalur District.

For Petitioner : Mr. S.B.Kayvin Prince



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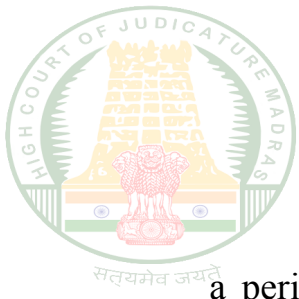
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For R1 & R2 : Mr.K.M.D.Muhilan
Government Advocate (Crl. Side)

ORDER

This petition is filed for a direction to the Special Court for Trial of Cases under SC & ST (POA) Act, Perambalur, to consider the petitioner's bail petition on the same day of her surrender in connection with Crime No.533 of 2024, since the offences are pertaining to the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

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 Special Court for Trial of Cases under SC & ST (POA) Act, Perambalur, to consider the petitioner's bail application, preferably on the same day of her surrender in connection with Crime No. 533 of 2024 and pass appropriate orders in accordance with law, after affording due opportunity to the victim under Section 15(a) of the SC/ST Act. The petitioner shall surrender before the concerned jurisdictional Court within



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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.

04.02.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order
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G.K.ILANTHIRAIYAN, J.

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To

1.The Special Court for Trial of Cases under SC & ST (POA) Act,
Perambalur

2.The Deputy Superintendent of Police,
Thiruchendur Sub Division,
Perambalur District.

3. The Inspector of Police,
Kunnam Police Station,
Perambalur District

4.The Public Prosecutor,
High Court, Madras.

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