



Crl.O.P.No.2767 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. 2767 of 2025

Pachaiyappan

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Harur,
Dharmapuri District.

2.The State of Tamil Nadu Rep.by its
The Inspector of Police,
Melchengam Police Station,
Thiruvannamalai District.

3.Kaanappan

4.Kuttachi

.. Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to direct the Principal District cum Sessions Judge, Thiruvannamalai for prevention of SC/ST Atrocities to accept the surrender of the petitioner in Crime No.6 of 2025 (ont the file of the Inspector of Police, Melchengam Police Station, Thiruvannamalai District and consequently consider the petitioner bail application on the same day.

For Petitioner : Mr. J.Pradeep



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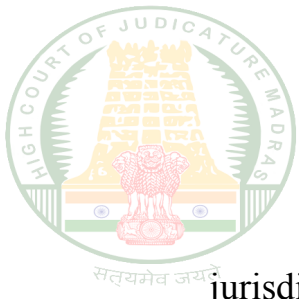
Crl.O.P.No.2767 of 2025

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

ORDER

This petition is filed for a direction to the Principal District cum Sessions Judge, Thiruvannamalai for prevention of SC/ST Atrocities, to consider the petitioner's bail petition on the same day of her surrender in connection with Crime No.6 of 2025, 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 Principal District cum Sessions Judge, Thiruvannamalai for prevention of SC/ST Atrocities, to consider the petitioner's bail application, preferably on the same day of her surrender in connection with Crime No. 6 of 2025 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



Crl.O.P.No.2767 of 2025

WEB COPY

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.

04.02.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order
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Crl.O.P.No.2767 of 2025

G.K.ILANTHIRAIYAN, J.

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To

1.The Principal District cum Sessions Judge, Thiruvannamalai for prevention of SC/ST Atrocities

2.The Deputy Superintendent of Police,
Harur,
Dharmapuri District.

3. The Inspector of Police,
Melchengam Police Station,
Thiruvannamalai District.

4.The Public Prosecutor,
High Court, Madras.

Crl.O.P.No.2767 of 2025

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