



Crl.O.P.No.3932 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.02.2025

CORAM:

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

Crl.O.P.No. 3932 of 2025

1. Manigandan

2. Selvadurai

.... Petitioners

Vs

1. State Rep. By

The Deputy Superintendent Of Police

Thirukoilur,

Kallakurichi District.

2. The Inspector of Police

Vadaponparappi Police Station,

Kallakurichi District.

.... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to direct the learned Special Sessions Judge (SC/ST cases) at Villupuram, to consider the bail petition to be filed by the petitioners on the same days as that on which they surrender before that court in connection with Crime No.17 of 2025 on the file of the 2nd respondent Police.

For Petitioners : Mr.M.Jaiganesh

For Respondents : Mr.K.M.D.Muhilan

Government Advocate (Crl. Side)

ORDER



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This petition is filed for a direction to the Special Sessions Judge (SC/ST cases), Villupuram, to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No.17 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 Special Sessions Judge (SC/ST cases), Villupuram, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No. 17 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 petitioners 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



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antecedents of the petitioners 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.

14.02.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order
Lpp
To

1. The Special Sessions Judge (SC/ST cases),
Villupuram

2. The Deputy Superintendent Of Police
Thirukoilur, Kallakurichi District.

3. The Inspector of Police
Vadaponparappi Police Station,
Kallakurichi District.

4. The Public Prosecutor,
High Court, Madras.



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G.K.ILANTHIRAIYAN, J.

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