



CrI.O.P.No.5023 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.02.2025

CORAM:

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

CrI.O.P.No. 5023 of 2025

Balaji

.... Petitioner

Vs

1. The Deputy Superintendent of Police,
Vikravandi Sub Division,
Villupuram District.

2. The State Rep.By,
The Inspector Of Police,
Vikravandi Police Station,
Villupuram District.
Cr.No.31 of 2025.

3. A. Ananthapriyan

.... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to direct the Special Court for the Exclusive Trial of Cases registered under SC/ST(POA) Act, Villupuram, to consider and dispose of the bail application of the petitioner on merits in connection with the case in Crime No.31 of 2025 on the file of the Inspector of Police, Vikravandi Police Station, Villupuram District on the same date of his surrender.



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For Petitioner : Mr.C.Iyyappa Raj

For Respondents : Mr.A.Gopinath
Government Advocate (CrI. Side)

ORDER

This petition is filed for a direction to the Special Court for the Exclusive Trial of Cases registered under SC/ST(POA) Act, Villupuram, to consider the petitioner's bail petition on the same day of his surrender in connection with Crime No.31 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 person, there shall be a direction to the Special Court for the Exclusive Trial of Cases registered under SC/ST(POA) Act, Villupuram, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No. 31 of 2025 and pass appropriate orders in accordance



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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 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.

24.02.2025

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 the Exclusive Trial of Cases registered under SC/ST(POA) Act, Villupuram

2. The Deputy Superintendent of Police,
Vikravandi Sub Division,
Villupuram District.

3. The Inspector Of Police,
Vikravandi Police Station,
Villupuram District.

4. The Public Prosecutor,
High Court, Madras.

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