



Crl.O.P.No.6956 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.03.2025

CORAM:

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

Crl.O.P.No.6956 of 2025

1. Ajith @ Ajithkumar
2. Magendren
3. Arun @ Arunkumar
4. Chinnathambi
5. Elaiyaran
6. Parthiban
7. Durai @ Thangathurai
8. Poovaran
9. Vignesh @ Vigneshwaran

... Petitioners

Vs.

1. State Rep. By.
The Deputy Superintendent of Police,
Salem District.
2. State Rep. By
The Inspector of Police,
Thalaivasal Police Station,
Salem District.
Crime No.31 of 2025

3. Dharan S.P.

.. Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to direct the learned Principal District and Sessions Judge, Salem (Special Judge for SC/ST Act cases) to consider the petitioners bail application to be filed on the same day on their



Crl.O.P.No.6956 of 2025

surrender in Crime No. 31 of 2025 pending investigation on the file of the second respondent.

For Petitioners : Mr.M.Sivakumar
For R1 and R2 : Mr.A.Gopinath
Government Advocate (Crl.side)

ORDER

This petition is filed for a direction directing the learned Principal District and Sessions Judge, Salem (Special Judge for SC/ST Act cases) to consider the petitioners bail application to be filed on the same day on their surrender in Crime No.31 of 2025 pending investigation on the file of the second respondent.

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 learned Principal District and Sessions Judge, Salem (Special Judge for SC/ST Act cases), to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.31 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



Crl.O.P.No.6956 of 2025

concerned jurisdictional Court within a period of fifteen days from the date of

WEB COPY 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 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.

11.03.2025

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



WEB COPY



Crl.O.P.No.6956 of 2025

G.K.ILANTHIRAIYAN, J.

mn

To

1. The learned Principal District and Sessions Judge, Salem (Special Judge for SC/ST Act cases).
2. The Deputy Superintendent of Police,
Salem District.
3. The Inspector of Police,
Thalaivasal Police Station,
Salem District.
4. The Public Prosecutor,
High Court, Madras.

Crl.O.P.No.6956 of 2025

11.03.2025