



Crl.O.P.No.8268 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **20.03.2025**

CORAM:

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.8268 of 2025

1.Aranvindh

2.Selva @ Selvakumar

3.Anbumani

4.Sanjay

... Petitioners

Versus

1.The State rep.by,

The Deputy Superintendent of Police,
Office of Deputy Superintendent of Police,
Kallakurichi District.

2.The Inspector of Police,
Thirunavalur Police Station,
Kallakurichi District.

(Crime No.132 of 2025)

... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to direct the learned Sessions Judge, Special Court for SC/ST Act, Kallakurichi to accept the surrender petition filed by the petitioners and on the same day consider the bail application in Crime No.132 of 2025 pending on the file of the Inspector of Police, Thirunavalur Police Station, Kallakurichi District.



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For Petitioner : Mr. R. Rajadurai
For Respondents : Mr. A. Gopinath,
Government Advocate (Criminal Side)

ORDER

This petition is filed for a direction to the learned Sessions Judge, Special Court for SC/ST Act, Kallakurichi, to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No.132 of 2025, since the offence is 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 learned Sessions Judge, Special Court for SC/ST Act, Kallakurichi, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.132 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



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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 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.

20.03.2025

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

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G.K.ILANTHIRAIYAN, J.

klr

To

- 1.The Sessions Judge, Special Court for SC/ST Act, Kallakurichi.
2. The State rep.by,
The Deputy Superintendent of Police,
Office of Deputy Superintendent of Police,
Kallakurichi District.
- 3.The Inspector of Police,
Thirunavalur Police Station,
Kallakurichi District.
(Crime No.132 of 2025)
4. The Public Prosecutor,
High Court, Madras.

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