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Crl.O.P.No.11574 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.04.2025

CORAM:

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

Crl.O.P.No.11574 of 2025

Sankar

... Petitioner

Vs.

1.State represented by
The Deputy Superintendent of Police,
Cheyyar Police Station,
Tiruvannamalai District
2.The Inspector of Police,
Cheyyar Police Station,
Tiruvannamalai District
3.S.Sasikumar

.. 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 cum Special Judge for SC/ST Cases, Tiruvannamalai to consider and pass order on the petitioner bail application in connection with the crime No.135 of 2025 on the file of the second respondent police on his surrender and pass orders on merits on the same day.

For Petitioner : Mr.E.Sathiyaraj



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For Respondents

For R1 & 2 : Mr.A.Gopinath,
Government Advocate (Crl. Side)

ORDER

This petition is filed for a direction to the learned Principal District and Sessions Judge cum Special Judge for SC/ST Cases, Tiruvannamalai to consider and pass order on the petitioner bail application in connection with the crime No.135 of 2025 on the file of the second respondent police on his surrender and pass orders on merits on the same day.

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 cum Special Judge for SC/ST Cases, Tiruvannamalai, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No.135 of 2025 and pass appropriate orders in accordance with law, after affording due opportunity to the victim under



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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.

21.04.2025

Index : Yes/No
Neutral citation : Yes/No
Speaking/non-speaking order
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G.K.ILANTHIRAIYAN, J.

lok

To

- 1.The learned Principal District and Sessions Judge cum Special Judge
for SC/ST Cases, Tiruvannamalai
- 2.The Deputy Superintendent of Police,
Cheyyar Police Station,
Tiruvannamalai District
- 3.The Inspector of Police,
Cheyyar Police Station,
Tiruvannamalai District
4. The Public Prosecutor,
High Court, Madras.

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