



CrI.O.P.No.11946 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.04.2025

CORAM:

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

CrI.O.P.No.11946 of 2025

1.Mathiyazhagan
2.Sarvathikari
3.Sundharamoorthy

... Petitioners

Vs.

1.The Deputy Superintendent of Police,
Ariyalur,
Ariyalur District
2.State by
Inspector of Police,
Irumbulikurichi Police Station,
Ariyalur District
(crime No.33 of 2025)
3.Tamizharasan @ Tamizhselvan

.. Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to pass an order directing the learned Principal District & Sessions Judge, (Special Court under SC & ST Atrocities Act) at Ariyalur, Ariyalur District to accept the surrender of the petitioner herein concerned in crime No.33 of 2025, on the file of Inspector of Police, Irumbulikurichi Police Station, Ariyalur District and consider the bail petition on the same day itself.



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For Petitioners : Mr.K.Balu

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 & Sessions Judge, (Special Court under SC & ST Atrocities Act) at Ariyalur, Ariyalur District to accept the surrender of the petitioners herein concerned in crime No.33 of 2025, on the file of Inspector of Police, Irumbulikurichi Police Station, Ariyalur District and consider the bail petition on the same day itself.

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 & Sessions Judge, (Special Court under SC & ST Atrocities Act) at Ariyalur, Ariyalur District, to consider the petitioners' bail applications, preferably on the same day of their surrender in connection with Crime No.33 of 2025 and pass



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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 petitions 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 petitions on the same day, does not amount to consider it favourably.

4. With the above direction, the Criminal Original Petition stands disposed of.

22.04.2025

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

G.K.ILANTHIRAIYAN, J.



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To

- 1.The learned Principal District & Sessions Judge, (Special Court under SC & ST Atrocities Act) at Ariyalur, Ariyalur District
- 2.The Deputy Superintendent of Police,
Ariyalur,
Ariyalur District
- 3.Inspector of Police,
Irumbulikulurichi Police Station,
Ariyalur District
4. The Public Prosecutor,
High Court, Madras.

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22.04.2025