



CrI.O.P.No.11862 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.04.2025

CORAM:

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

CrI.O.P.No.11862 of 2025

1.Senthamarai Kannan
2.Vijayakumari
3.Krishnan

... Petitioners

Vs.

1.The Deputy Superintendent of Police,
Ulundurpet Sub Division,
Kallakurichi District
2.The State Rep. by its
The Inspector of Police,
AWPS Ulundurpet
Kallakurichi District,
crime No.19 of 2025
3.Vaitheeswari

.. Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to direct the learned Principal Sessions Special District Judge, Kallakurichi, SC/ST.(POA) Act, to accept the bail application of the petitioners on the same day of presentation in crime No.19 of 2025 on the file of the respondent police.

For Petitioners : Mr.P.Jayachandran



WEB COPY



Crl.O.P.No.11862 of 2025

For Respondents

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

ORDER

This petition is filed for a direction to the learned Principal Sessions Special District Judge, Kallakurichi, SC/ST.(POA) Act, to accept the bail application of the petitioners on the same day of presentation in crime No.19 of 2025 on the file of the respondent police.

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 Sessions Special District Judge, Kallakurichi, SC/ST.(POA) Act, to consider the petitioners' bail applications, preferably on the same day of their surrender in connection with Crime No.19 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 within a period of fifteen days from the date of the



Crl.O.P.No.11862 of 2025

receipt of a copy of this Order.

WEB COPY

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



WEB COPY



Crl.O.P.No.11862 of 2025

G.K.ILANTHIRAIYAN, J.

lok

To

- 1.The learned Principal Sessions Special District Judge, Kallakurichi,
SC/ST.(POA) Act
- 2.The Deputy Superintendent of Police,
Ulundurpet Sub Division,
Kallakurichi District
- 3.The Inspector of Police,
AWPS Ulundurpet
Kallakurichi District,
4. The Public Prosecutor,
High Court, Madras.

Crl.O.P.No.11862 of 2025

22.04.2025