



Crl.O.P.No.12176 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.04.2025

CORAM:

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

Crl.O.P.No.12176 of 2025

1. Kathiravan
2. Thamizharasi

... Petitioners

Vs.

1. The Deputy Superintendent of Police,
Vengikkal,
Tiruvannamalai District.

2. The State By
Inspector of Police,
Anakkavoor Police Station,
Tiruvannamalai District.
Crime No.111 of 2025.

.. Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, directing the Learned Principal Sessions Judge, (Special Court for Exclusive Trial of Cases registered under the SC/ST Prevention of Atrocities Act), 1989 at Tiruvannamalai to accept the surrender of the petitioners herein concerned in Crime No.111 of 2025 on the file of the Inspector of Police, Anakavoor Police Station, Tiruvannamalai District and consider the bail petition on the same day itself.

For Petitioners : Mr.D.Vasanth

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



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ORDER

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This petition is filed for a direction directing the Principal Sessions Judge, (Special Court for Exclusive Trial of Cases registered under the SC/ST Prevention of Atrocities Act), 1989 at Tiruvannamalai to accept the surrender of the petitioners herein concerned in Crime No.111 of 2025 on the file of the Inspector of Police, Anakavoor Police Station, Tiruvannamalai 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 Principal Sessions Judge, (Special Court for Exclusive Trial of Cases registered under the SC/ST Prevention of Atrocities Act), 1989 at Tiruvannamalai, to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No.111 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 receipt of a copy of this Order.



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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.

23.04.2025

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



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G.K.ILANTHIRAIYAN, J.

mn

To

1. The Principal Sessions Judge, (Special Court for Exclusive Trial of Cases registered under the SC/ST Prevention of Atrocities Act), 1989 at Tiruvannamalai.
2. The Deputy Superintendent of Police,
Vengikkal,
Tiruvannamalai District.
3. The Inspector of Police,
Anakkavoor Police Station,
Tiruvannamalai District.
4. The Public Prosecutor,
High Court, Madras.

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