



Crl.O.P.No.12755 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.04.2025

CORAM:

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

Crl.O.P.No. 12755 of 2025

Ajith @ Ajay Kumar

.... Petitioner

Vs

State Rep. by

1.The Deputy Superintendent of Police,
Thirukoilur,

Kallakurichi District

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

(crime No.221 of 2025)

3.C.Ramakrishnan

.... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to issue a direction directing the Principal Sessions Judge, Kallakurichi & District to consider the bail application being filed by the petitioner along with his surrender on the same day in crime No.221 of 2025 on the file of the Inspector of Police, Sankarapuram Police Station, Kallakurichi & District.

For Petitioner : Mr.R.Prabudoss

For Respondents



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For R1 & R2 : Mr.A.Gopinath,
Government Advocate (Crl. Side)

ORDER

This petition is filed for a direction to the Principal Sessions Judge, Kallakurichi & District to consider the bail application being filed by the petitioner along with his surrender on the same day in crime No.221 of 2025 on the file of the Inspector of Police, Sankarapuram Police Station, Kallakurichi & District.

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, Kallakurichi & District to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No.221 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 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



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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 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.

24.04.2025

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

G.K.ILANTHIRAIYAN, J.



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To

- 1.The Principal Sessions Judge, Kallakurichi & District
- 2.The Deputy Superintendent of Police,
Thirukoilur,
Kallakurichi District
- 3.The Inspector of Police,
Sankarapuram Police Station,
Kallakurichi District
4. The Public Prosecutor,
High Court, Madras.

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