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CrI.O.P.No.15976 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :28.05.2025

CORAM

THE HON'BLE Mrs. JUSTICE K.GOVINDARAJAN THILAKAVADI

CRL OP No. 15976 of 2025

Parvathy

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... Petitioner

Vs

1.State rep.by

The Deputy Superintendent of Police,
Kottakuppam
Villupuram

2.The Inspector of Police
Kiliyanoor Police Staton
Villupuram District.

... Respondents

Prayer:- Criminal Original Petition is filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to direct the learned Special Judge (under SC/ST Act) Villupuram to consider the petitioner's bail application on her surrender in Crime No.161 of 2025 pending investigation on the file of the 2nd respondent, before the Special Court, Villupuram, on the same day itself.

For Petitioner : Mr.A.N.Rajan

For R1 & R2 : Mr.S.Santhosh
Public Prosecutor



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ORDER

This petition is filed for a direction to the learned Special Judge, (Special Court for the Exclusive Trial of SC and ST cases, Villupuram), to consider the petitioner's bail petition on the same day of her surrender in connection with Crime No.161 of 2025, since the offences are pertaining to the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

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 Special Judge, (Special Court for the Exclusive Trial of SC and ST cases, Villupuram), to consider the petitioner's bail application, preferably on the same day of her surrender in connection with Crime No. 161 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 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.

28.05.2025

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Index : Yes / No

Speaking order / Non-speaking order

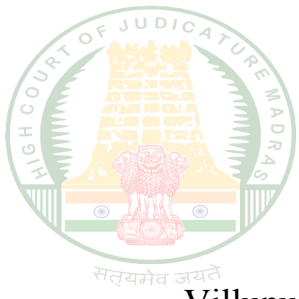
Neutral Citation : Yes / No

Note: Issue order copy on 29.05.2025

To

1. The Special Judge, Special Court for Exclusive trial of SC/ST Act Case,

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2.The Deputy Superintendent of Police,
Kottakuppam
Villupuram

2.The Inspector of Police
Kiliyanoor Police Staton
Villupuram District.

4.The Public Prosecutor,
High Court, Madras.



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K.GOVINDARAJAN THILAKAVADI, J.

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