



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.05.2025

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CORAM

THE HON'BLE MRS JUSTICE K. GOVINDARAJAN THILAKAVADI

Crl.O.P.No.16216 of 2025

1.Ramesh

2.K.Santhosh

3.K.Ganesan

4.Kaliyappan

5.Ganesan @ Dharani

6.Mahalakshmi

.. Petitioners/Accused 1-6

Vs.

1.The State rep by

The Inspector of Police,
Kadaladi Police Station,
Thiruvannamalai District.
(Crime No.85 of 2025)

2.The Deputy Superintendent of Police,
Polur Sub Division,
Thiruvannamalai District.

.. Respondents

PRAYER: Criminal Original Petition filed under Section 528 of BNSS, 2023; to direct the petitioners to surrender and move bail application and direct the Special Court for Exclusive Trial of Cases under SC and ST (Prevention of Atrocities Act), 1987 and Amendment Act, 2015,



Thiruvannamalai to consider their bail application on the same day of their surrender in respect of Crime No.85 of 2025, on the file of the Inspector of Police, Kadaladi Police Station, Thiruvannamalai, pending investigation.

For Petitioners : Mr.S.B.Viswanathan
For Respondent : Mr.A.Gokulakrishnan
Additional Public Prosecutor

ORDER

This petition is filed for a direction to the Special Court for Exclusive Trial of Cases under SC and ST (Prevention of Atrocities Act), 1987 and Amendment Act, 2015, Thiruvannamalai, to consider the petitioners bail petition on the same day of their surrender in connection with Crime No.85 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 Court for Exclusive Trial of Cases under SC and ST (Prevention of Atrocities Act), 1987 and Amendment Act, 2015, Thiruvannamalai, to



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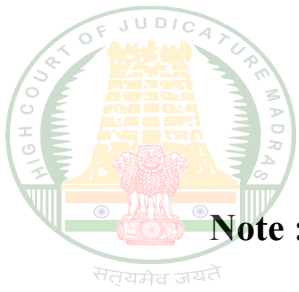
consider the petitioners bail application, preferably on the same day of their surrender in connection with Crime No.85 of 2025 and pass appropriate orders in accordance with law, after affording due opportunity to the victim under Section 15-A of the SC/ST Act. The petitioners shall surrender before the concerned jurisdictional Court within a period of fifteen days from the date of the receipt of a copy of this Order.

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.

28.05.2025

ata/rkp



Note :

1.Registry is directed to forthwith upload this order in the official website of this Court.

2.All concerned to act on this order being uploaded in official website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in official website of this Court will be watermarked and will also have a QR code.

To

1.The Inspector of Police,
Kadaladi Police Station,
Thiruvannamalai District.

2.The Deputy Superintendent of Police,
Polur Sub Division,
Thiruvannamalai District.

3.The Special Court for Exclusive Trial of Cases under SC and ST
(Prevention of Atrocities Act), 1987 and Amendment Act, 2015,
Thiruvannamalai.

4.The Public Prosecutor,
Madras High Court,
Chennai.



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K. GOVINDARAJAN THILAKAVADI, J.
ata/rkp

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