



Crl.O.P.(MD)No.2416 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED :07.02.2025

CORAM :

THE HON'BLE MR.JUSTICE P. DHANABAL

Crl.O.P.(MD)No.2416 of 2025

Senthil Kumar

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Thalayoothu,
Tirunelveli District.

2. The Inspector of Police,
Manur Police Station,
Tirunelveli District.
(Crime No.987 of 2024)

3. Maheshwari

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS to direct the II-Additional and District Court for trial of cases under SC / ST (POA) Act, 1989, PCR Court Tirunelveli to consider the bail application of the petitioner / accused no.1 in Crime No.984 of 2024 on the file of the respondent police on the same day of surrender on merits.

For Petitioner : Mr.A.Murugan

For R-1 & R-2 : Mr.R.M.Anbunithi
Additional Public Prosecutor (Crl. side)



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ORDER

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This Criminal Original Petition has been filed to direct the II-Additional and District Court for trial of cases under SC / ST (POA) Act, 1989, PCR Court, Tirunelveli and to accept the surrender of the petitioner in Crime No.987 of 2024, dated 17.12.2024 on the file of the second respondent and to consider and pass orders on the bail application to be preferred by the petitioner on the same day itself.

2. Heard the learned counsel appearing for the petitioner, the learned Additional Public Prosecutor appearing for the respondents 1 and 2 and perused the materials available on record.

3. 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 the limited prayer and the facts and circumstances of the case, there shall be a direction to the II-Additional and District Court for Trial of cases under SC / ST (POA) Act, 1989, PCR Court Tirunelveli to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No.984 of 2024 on the file of the second respondent police and pass appropriate orders, in accordance with law, after affording due opportunity to the victim under Section 15-A of the



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SC/ST (POA) Act, 1989. 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.

4. 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 on merits and in accordance with law.

5. With the above direction, this Criminal Original Petition stands disposed of.

07.02.2025

NCC : Yes / No

Index : Yes / No

Internet : Yes

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P. DHANABAL, J.,

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To

- 1.The Deputy Superintendent of Police,
Thalayoothu,
Tirunelveli District.
2. The Inspector of Police,
Manur Police Station,
Tirunelveli District
- 3.The II-Additional and District Court for Trial of cases
under SC / ST (POA) Act, 1989, PCR Court Tirunelveli
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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