



CrI.O.P.(MD)Nos.3184 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.02.2025

CORAM:

THE HONOURABLE **MR.JUSTICE P.DHANABAL**

CrI.O.P.(MD)No.3184 of 2025

1.Subbu @ Subbuthevar
2.Mokkayan @ Mokkathevar

... Petitioners

Vs.

1. The Deputy Superintendent Of Police,
Periyakulam,
Theni District.

2. The Inspector of Police,
Jeyamangalam Police Station,
Theni District.
Crime No.29/2025.

3. B.Ganeshan

... Respondents

PRAYER : Petition filed under Section 528 of BNSS 2023, to direct the Principal District Judge, Theni (PCR Act Cases) to consider the bail application on the same day, filed by the Petitioners/Accused in Crime No.29/2025 dt. 08.02.2025 on the file of the 2nd respondent police.



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For Petitioners : Mr.P.Muthu Vijaya Pandian
For Respondents : Mr.R.M.Anbunithi (R1 & R2)
Addl. Public Prosecutor

ORDER

This criminal original petition has been filed seeking for a direction to the learned Principal District Judge, Theni (PCR Act Cases) to consider the bail application on the same day, filed by the petitioners/accused in Crime No. 29/2025 dated 08.02.2025 on the file of the 2nd respondent police.

2. Since no adverse order is going to be passed against the third respondent, notice to him is dispensed with. Heard the learned counsel on either side and perused the records placed before this Court.

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 learned Principal District Judge, Theni (PCR Act



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Cases), to consider the petitioners' bail applications, preferably on the same day of their surrender in connection with Crime No. 29/2025 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 SC/ST (POA) Act, 1989. 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.

4. It is needless to say that the Court below, while disposing the bail petitions shall look into the gravity of the offence, previous antecedents of the petitioners and pass orders on merits and in accordance with law.

5. With the above direction, this criminal original petition stands disposed of.

20.02.2025

Neutral Citation: Yes / No
Index : Yes / No
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Note: Issue order copy on 21.02.2025.

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P.DHANABAL, J.

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TO:-

1. The Principal District Judge, Theni (PCR Act Cases).
2. The Deputy Superintendent Of Police,
Periyakulam, Theni District.
3. The Inspector of Police,
Jeyamangalam Police Station,
Theni District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Order made in
CrI.O.P.(MD)No.3184 of 2025

Dated:
20.02.2025