



Crl.O.P(MD)No.3822 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.02.2025

CORAM

THE HONOURABLE MR.JUSTICE P.DHANABAL

Crl.O.P(MD)No.3822 of 2025

Thangaprabu

... Petitioner

Vs.

1.The State of Tamil Nadu,
Represented by its,
The Deputy Superintendent of Police,
Tirunelveli,
Tirunelveli District.

2.The Inspector of Police,
Thirukkurungudi Police Station,
Tirunelveli District.
Crime No.71 of 2025.

3.Mahendran

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of B.N.S.S., 2023, to direct the learned II Additional District and Sessions Judge (PCR), Tirunelveli to consider the bail application of the petitioner in Crime No.71 of 2025 on the file of the second respondent police on the same date of surrender and dispose the same on its merits and in accordance with law.



Crl.O.P(MD)No.3822 of 2025

WEB COPY

For Petitioner : Mr.R.Maheswaran

For R-1 & R-2 : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed to direct the learned II Additional District and Sessions Judge (PCR), Tirunelveli to consider the petitioner's bail petition on merits upon the petitioner surrender before the said Court and enlarge the petitioner on bail on the same day according to the law in Crime No.71 of 2025 on the file of the second respondent police.

2. Heard the learned Counsels on either side 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 learned II Additional District and Sessions Judge (PCR), Tirunelveli, to consider the petitioner's bail application,



Crl.O.P(MD)No.3822 of 2025

WEB COPY

preferably on the same day of his surrender in connection with Crime No.71 of 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 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.

28.02.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes
BTR

Note: Issue order copy on 04.03.2025.



Crl.O.P(MD)No.3822 of 2025

WEB COPY

- To
- 1.The Deputy Superintendent of Police,
Tirunelveli,
Tirunelveli District.
 - 2.The Inspector of Police,
Thirukkurungudi Police Station,
Tirunelveli District.
 - 3.The II Additional District and Sessions Judge (PCR),
Tirunelveli.
 - 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P(MD)No.3822 of 2025

P.DHANABAL, J.

BTR

Crl.O.P(MD)No.3822 of 2025

28.02.2025