



Crl.O.P.(MD)No.3959 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.03.2025

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CORAM :

THE HON'BLE MR.JUSTICE P. DHANABAL

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Balsubramanian Alias Balaji

... Petitioner

Vs

1. The State of Tamil Nadu,
Rep. by the Deputy Superintendent of Police,
Tiruchendur Sub-Division,
Tiruchendur,
Thoothukudi District.

2. The Inspector of Police,
Arumuganeri Police Station,
Arumuganeri,
Thoothukudi District.
(Crime No. 61 of 2025).

3. Udhayakumar

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS to direct the learned Sessions Judge, Special Court for SC/ST (POA) Act, Thoothukudi to consider the bail application of the petitioner on the same day of his surrender in Crime No. 61 of 2025 on the file of the 1st and 2nd respondent police.



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For Petitioner : Mr.N.Pragalathan,
For R1 and R2 : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed to direct the learned Sessions Judge, Special Court for SC/ST (POA) Act, Thoothukudi to accept the surrender of the petitioner and consider his bail application on the same day on merits in relating to Crime No. 61 of 2025 dated 21.02.2025 on the file of the second respondent police

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 learned Sessions Judge, Special Court for SC/ST (POA) Act, Thoothukudi to consider the petitioner bail application, preferably on the same day of his



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surrender in connection with Crime No.61 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 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.

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.

03.03.2025

NCC : Yes / No

Index : Yes / No

Internet : Yes

LR

Note: Issue order copy on 04.03.2025



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To

1. The Sessions Judge,
Special Court for SC/ST (POA) Act,
Thoothukudi.
2. The State of Tamil Nadu,
Rep. by the Deputy Superintendent of Police,
Tiruchendur Sub-Division,
Tiruchendur,
Thoothukudi District.
3. The Inspector of Police,
Arumuganeri Police Station,
Arumuganeri,
Thoothukudi District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL, J.,

LR

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