



Crl.O.P(MD)No.5373 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.03.2025

CORAM

THE HONOURABLE MR.JUSTICE P.DHANABAL

Crl.O.P(MD)No.5373 of 2025

Pitchammal

... Petitioner

Vs.

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

2.The Inspector of Police,
Tenkasi Police Station,
Tenkasi District.

3.Sudha

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of B.N.S.S., 2023, to direct the learned Special Court for Exclusive Trial of SC/ST case cum Principal and Sessions Judge (PCR Court), Tenkasi to accept surrender of the petitioner in connection with Crime No.191 of 2025 pending on the file of the Tenkasi Police Station and consider her bail application on the same day of her surrender and pass such other further order as this Court.



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For Petitioner : Mr.S.Kumar

For R-1 & R-2 : Mr.M.Sakthi Kumar
Government Advocate (Crl. Side)

ORDER

This Criminal Original Petition has been filed to direct the learned Special Court for Exclusive Trial of SC/ST case cum Principal and Sessions Judge (PCR Court), Tenkasi to consider the petitioner's bail petition on merits upon the petitioner's surrender before the said Court and enlarge the petitioner on bail on the same day according to the law in Crime No.191 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 Special Court for Exclusive Trial of SC/ST case cum Principal and Sessions Judge (PCR Court), Tenkasi, to



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consider the petitioner's bail application, preferably on the same day of her surrender in connection with Crime No.191 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.

24.03.2025

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

Note: Issue order copy on 26.03.2025.



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- To
- 1.The Deputy Superintendent of Police,
Tenkasi,
Tenkasi District.
 - 2.The Inspector of Police,
Tenkasi Police Station,
Tenkasi District.
 - 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
 - 4.The Special Court for Exclusive Trial of SC/ST case
cum Principal and Sessions Judge (PCR Court),
Tenkasi.



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P.DHANABAL, J.

BTR

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