



Crl.O.P.(MD)No.6154 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.04.2025

WEB COPY

CORAM :

THE HON'BLE MR.JUSTICE P. DHANABAL

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Rujaina Fathima

... Petitioner

Vs

1. The State of Tamilnadu,
Rep by the Assistant Commissioner of Police Office,
Tirunelveli City,
Tirunelveli District.

2. The State of Tamilnadu,
Rep by the Sub Inspector of Police,
Thatchanallur Police Station,
Tirunelveli City,
Tirunelveli District.
Crime No.77 of 2025.

3. Radha

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS to direct the Special Court for Schedule Caste and Schedule Tribes (Prevention of Atrocities) Act, II nd Additional Sessions Judge (PCR), Tirunelveli, Tirunelveli District to accept the surrender of the petitioner and consider her bail application on merits in accordance with law and grant bail as on the same date of surrender itself in connection with the case in Crime No.77 of 2025, registered on 21.03.2025, on the file of the



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second respondent.

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For Petitioner : Mr.A.Gnana Sekar
For R1 and R2 : Mr.M.Sakthi Kumar
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to direct the learned II-Additional Sessions Judge (PCR Court), Special Court for Schedule Caste and Schedule Tribes (Prevention of Atrocities) Act, Tirunelveli to accept the surrender of the petitioner and consider her bail application on the same day on merits in relating to Crime No. 77 of 2025 dated 21.03.2025 on the file of the second respondent police

2. Heard the learned counsel appearing for the petitioner, the learned Government Advocate (Crl.Side) 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 II-



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Additional Sessions Judge (PCR Court), Special Court for Schedule Caste and Schedule Tribes (Prevention of Atrocities) Act, Tirunelveli to consider the petitioner bail application, preferably on the same day of her surrender in connection with Crime No.77 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.

03.04.2025

NCC : Yes / No

Index : Yes / No

Internet : Yes

LR

Note: Issue order copy on 04.04.2025

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To

1. The II Additional Sessions Judge (PCR),
Special Court for SC/ST (Prevention of Atrocities) Act,
Tirunelveli.

2. The State of Tamilnadu,
Rep by the Assistant Commissioner of Police Office,
Tirunelveli City,
Tirunelveli District.

3. The State of Tamilnadu,
Rep by the Sub Inspector of Police,
Thatchanallur Police Station,
Tirunelveli City,
Tirunelveli District.
Crime No.77 of 2025.

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL, J.,

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