



Crl.O.P.(MD)No.6463 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 08.04.2025

CORAM :

THE HON'BLE MR.JUSTICE P. DHANABAL

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N. Subbaiya

... Petitioner

Vs.

1. The State of Tamil Nadu,
Represented by the Deputy Superintendent of Police,
Tiruchuli,
Virudhunagar District.

2. The State of Tamil Nadu,
Represented the Inspector of Police,
Veeracholan Police Station,
Virudhunagar District.

(Crime No.28 of 2025).

3. Subbramani

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS, to direct the District Sessions @ Special Court for SC/ST (Prevention of Atrocities) Act, Srivilliputhur, Virudhunagar District to accept the surrender of the petitioner / accused and consider their bail application on the same day on merits in relating to Crime No.28 of 2025 dated 28.03.2025 on the file of the respondent police.



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For Petitioner : Ms. B.Anandan

For R-1 & R-2 : Mr. R.M.Anbunithi

Additional Public Prosecutor (Crl. side)

ORDER

This Criminal Original Petition has been filed by the petitioner to direct the District Sessions @ Special Court for SC/ST (Prevention of Atrocities) Act, Srivilliputhur, Virudhunagar District and to accept the surrender of the petitioner in Crime No.28 of 2025, dated 28.03.2025 on the file of the second respondent and to consider and pass orders on the bail application to be preferred by the petitioner on the same day itself.

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 District Sessions @ Special Court for SC/ST (Prevention of Atrocities) Act, Srivilliputhur, Virudhunagar District, to consider the petitioner's bail application,



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preferably on the same day of his surrender in connection with Crime No.28 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.

08.04.2025

NCC : Yes / No

Index : Yes / No

Internet : Yes

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Note: Registry is directed to issue order copy on 09.04.2025.



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P. DHANABAL, J.

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To

1.The Special Court for SC/ST (Prevention of Atrocities) Act,
Srivilliputhur,
Virudhunagar District.

2. The Deputy Superintendent of Police,
Tiruchuli,
Virudhunagar District.

2. The Inspector of Police,
Veeracholan Police Station,
Virudhunagar District.

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

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08.04.2025