



Crl.O.P.(MD)No.6789 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.04.2025

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CORAM :

THE HON'BLE MR.JUSTICE P. DHANABAL

Crl.O.P.(MD)No.6789 of 2025

1. Kannan

2. K. Nishanth

... Petitioners

Vs

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

2. The Inspector of Police,
Aviyoor Police Station,
Virudhunagar District.
Crime No. 48 of 2025.

3. Arjunan

... Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS to direct the directing the learned Special Judge, (Special Court constituted Under Schedule Caste and the Scheduled Tribes Prevention of Atrocities Act, 1989), Srivilliputhur, Virudhunagar District to consider the bail application on merits and dispose on the same day.

For Petitioners : Mr.S.M.Arun Kumaar

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



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ORDER

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This Criminal Original Petition has been filed to direct the learned Special Judge, (Special Court constituted Under Schedule Caste and the Scheduled Tribes Prevention of Atrocities Act, 1989), Srivilliputhur, Virudhunagar District to accept the surrender of the petitioners and consider their bail application on the same day on merits in relating to Crime No. 48 of 2025 on the file of the second respondent police

2. Heard the learned counsel appearing for the petitioners, 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 Special Judge, (Special Court constituted Under Schedule Caste and the Scheduled Tribes Prevention of Atrocities Act, 1989), Srivilliputhur, Virudhunagar District to consider the petitioners bail application, preferably on the same day of their surrender in connection with Crime



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No.48 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 petitioners and pass orders on merits and in accordance with law.

5. With the above direction, this Criminal Original Petition stands disposed of.

15.04.2025

NCC : Yes / No

Index : Yes / No

Internet : Yes

Note: Issue order copy on 17.04.2025

PNM



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To

1.The Special Judge, (Special Court constituted Under Schedule Caste and the Scheduled Tribes Prevention of Atrocities Act, 1989),
Srivilliputhur, Virudhunagar District

2.The Deputy Superintendent of Police,
Virudhunagar District.

2. The State of Tamilnadu,
Inspector of Police,
Aviyoor Police Station,
Virudhunagar District.

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



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P. DHANABAL, J.,

PNM

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