

CrI.O.P(MD)No.7872 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 29.04.2025

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

CrI.O.P(MD)No.7872 of 2025

V.Bala Esakki Muthu

... Petitioner

Vs

1.The Assistant Commissioner of Police,
Palayamkottai Sub-Division,
Tirunelveli City.
Crime No.183 of 2025

2.The Inspector of Police,
Palayamkottai Police Station,
Palayamkottai, Tirunelveli City.
Crime NO.183 of 2025

3.Rahul
(R3 is minor rep., through his father/natural guardian
Kovilpillai)

... Respondents

PRAYER: Criminal Original petition has been filed under Section 528 of BNSS to direct the learned Sessions Judge, Special Court for SC/ST(POA) Act, Tirunelveli, Tirunelveli District, to consider the baili application of the petitioner on the same day of his surrender in Crime No.183 of 2025 on the file of the first and second respondents police.



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For Petitioner : Mr.N.Pragalathan

For R1 & R2 : Mr.M.Sakthi Kumar

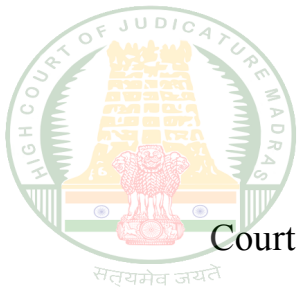
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed to direct the learned Sessions Judge, Special Court for SC/ST(POA) Act, Tirunelveli, Tirunelveli District, to accept the surrender of the petitioner and consider his bail application on the same day on merits in relating to Crime No. 183 of 2025 dated 04.04.2025 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 police 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



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Court for SC/ST(POA) Act, Tirunelveli, Tirunelveli District, to consider the petitioner's bail application, preferably on the same day of his surrender in connection with Crime No.183 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 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.

29.04.2025

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

Note:Issue order copy on 30.04.2025

Rmk



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To

1.The Sessions Judge, Special Court
for SC/ST(POA) Act, Tirunelveli, Tirunelveli District.

2.The Assistant Commissioner of Police,
Palayamkottai Sub-Division,
Tirunelveli City.
Crime No.183 of 2025

3.The Inspector of Police,
Palayamkottai Police Station,
Palayamkottai, Tirunelveli City.

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



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P. DHANABAL, J.

Rmk

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