



Crl.O.P.(MD)No.10369 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.07.2025

CORAM :

THE HON'BLE MR.JUSTICE B.PUGALENDHI

Crl.OP(MD)No.10369 of 2025

Selvaraj

... Petitioner

Vs

1.The State of Tamil Nadu Represented by,
The Deputy Superintendent of Police,
Office of the Deputy Superintendent of Police,
Melur Sub Division,
Madurai District.

2.The Inspector of Police,
Kottampatti Police Station,
Madurai District.
(In Crime No.113 of 2025)

3.Nagarajan

...Respondents

Prayer : Criminal Original Petition filed under Section 528 of BNSS,
to direct the learned III Additional District Court (PCR), Madurai, to



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consider the bail application filed by the petitioner and pass appropriate orders in the bail application on the same date of his surrender related to the case in Crime No.113 of 2025 on the file of the second respondent herein.

For Petitioner	: Mr.R.Alagumani
For R1 & R2	: Mr.P.Kottaichamy Government Advocate (Crl.side)

ORDER

The petitioner is the sole accused in Crime No.113 of 2025 on the file of the second respondent Police. The said case was registered for the alleged offence punishable under Sections 296(b) and 118(1) of BNS and 3(1)(r), 3(1)(s) and 3(2)(va) of SC/ST (POA) Amendment Act, 1989. Therefore, the petitioner has filed this petition seeking a direction to Special Court concerned to dispose of his bail application on the date of surrender.



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2.The learned counsel for the petitioner submits that there is a civil dispute pending between the petitioner and one Rajapandi. The defacto complainant is working under the said Rajapandi and at the instigation of the said Rajapandi, they have been foisted a false complaint against the petitioner. He further submits that Section 18 of the SC/ST (POA) Act prohibits grant of anticipatory bail in the cases registered under the SC/ST (POA) Act. In view of the bar under Section 18 of the SC/ST (POA) Act, the petitioner is inclined to surrender before the Special Court concerned and to seek regular bail. Therefore, the petitioner seeks a direction for disposal of the bail application on the same day. He further submitted that this Court in similar circumstances had issued directions to the Courts concerned where FIR is pending, to consider the bail application filed on the same day of his surrender and therefore, by relying upon the similar orders, the petitioner prayed for similar directions.

3.Mr.P.Kottaichamy, learned Government Advocate (Crl.side) takes notice for the respondents 1 and 2 and submits that the petitioner has 12 previous cases and the details of the previous cases are produced before this Court and the same is extracted hereunder:



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<i>Sl.No</i>	<i>District</i>	<i>Crime No.</i>	<i>offences</i>
1	Madurai	01 of 2017	120(b), 147, 148, 307, 324, 332, 34, 341, 353, 506(ii) of IPC 3(1) TNPPDL Act-PT.
2.	Madurai	78 of 2024	294(b), 323, 324 and 506(i) of IPC
3.	Madurai	223 of 2021	7(1)(a) CLA Act-PT
4.	Madurai	148 of 2014	143, 188, 341 and 353 of IPC
5.	Madurai	77 of 2023	143 and 341 of IPC
6.	Madurai	75 of 2023	143 and 341of IPC
7.	Madurai	239 of 2023	147, 294(b), 353 and 506(i) of IPC
8.	Madurai	21 of 2021	147, 271 and 290 of IPC
9.	Thiruvanna malai	158 of 2015	294(b), 323 and 506(ii) of IPC
10.	Madurai	65 of 2024	143, 188 and 341 of IPC
11.	Sivagangai	101 of 2021	151 of Cr.P.C.,
12.	Sivagangai	Not known	143, 269 and 271 of IPC

4.Considering the bad antecedents pending against the petitioner, this Court is not inclined to grant the relief and this criminal original petition is dismissed.

04.07.2025

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



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To

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Madurai.
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Office of the Deputy Superintendent of Police,
Melur Sub Division,
Madurai District.
- 3.The Inspector of Police,
Kottampatti Police Station,
Madurai District.
(In Crime No.113 of 2025)
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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B.PUGALENDHI,J

vsg

Order made in
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