



Crl.O.P.(MD)No.13462 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.08.2025

CORAM :

THE HON'BLE MR.JUSTICE B.PUGALENDHI

Crl.OP(MD)No.13462 of 2025

Karuppan @ Jeyamohan

... Petitioner/3rd Accused

Vs.

1.The Deputy Superintendent of Police (Rural),
Natham, Natham Taluk,
Dindigul District.

2.The Inspector of Police,
Natham Police Station,
Dindigul District.
(Crime No.338 of 2025).

...Respondent Nos.1 and 2/
Complainants

3.Ranjithkumar

...Respondent No.3/Defacto
Complainant

Prayer : Criminal Original Petition filed under Section 528 of BNSS, to direct the learned Sessions Judge, Special Court for Exclusive trial of cases under SC/ST (POA) Act, Dindigul District to dispose the bail application filed by the petition on merits on the same day on his surrender before the above mentioned concerned Court in pending investigation of Crime No. 338 of 2025 on the file of the Inspector of Police, Natham Police Station, Dindigul District.



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For Petitioner : Mr.S.Sarvagan Prabhu
For R1 & R2 : Mr.P.Kottaichamy,
Government Advocate (Crl. Side)

ORDER

The petitioner is the 3rd accused in Crime No.338 of 2025 on the file of the 2nd respondent Police. The said case was registered for the offences under Sections 296(b), 115(2), 303(2), 351(2) of BNS 2023 and Sections 3(1)(r), 3(1)(s) of SC/ST Prevention of Atrocities Act, 1989. Therefore, the petitioner has filed this petition seeking a direction to the learned Sessions Judge, Special Court for Exclusive trial of cases under SC/ST (POA) Act, Dindigul District, to consider his bail application on the same day of surrender.

2. The learned counsel appearing for the petitioner submits that the 2nd accused in this case has already filed a similar application in Crl.O.P. (MD)No.12544 of 2025 and the same has been considered by this Court, by order dated 25.07.2025.

3. The learned counsel for the petitioner further submits that Section 18 of the SC/ST (POA) Act prohibits grant of anticipatory bail in the cases



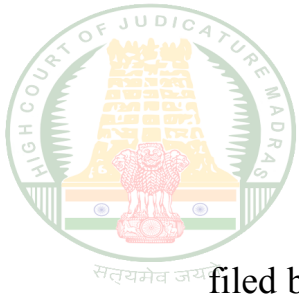
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registered under the SC/ST (POA) Act. In view of the bar under Section 18 of the SC/ST (POA) Act, the petitioner is inclined to surrender before the Special Court concerned and to seek regular bail. However, the petitioner seeks a direction for disposal 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 their surrender and therefore, by relying upon the similar orders, the petitioner prayed for similar directions.

4. The learned Government Advocate (Crl. Side) has also confirmed the submission made by the learned counsel for the petitioner that the co-accused has been released on bail.

5. Considering the facts and circumstances of the case and also considering the fact that the 2nd accused has been released on bail, this Criminal Original Petition is disposed of with a direction to the petitioner to surrender before the learned Sessions Judge, Special Court for Exclusive trial of cases under SC/ST (POA) Act, Dindigul District within a period of two weeks from the date of receipt of a copy of this order and the learned Judge of the Special Court is directed to entertain the bail application if any



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filed by the petitioner on the same day. In the meantime, the petitioner shall serve a copy of the bail petition well in advance to the defacto complainant along with the proposed date of his surrender, enabling the complainant to submit their arguments, if any. The Public Prosecutor concerned is expected to be available in the Court and the Public Prosecutor can very well get instructions with the available scientific modes. The bail application in any event shall be disposed on merits on the same day.

19.08.2025

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

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- To
- 1.The Special Court for Exclusive trial of cases under SC/ST (POA) Act,
Dindigul District.
 - 2.The Deputy Superintendent of Police (Rural),
Natham, Natham Taluk,
Dindigul District.
 - 3.The Inspector of Police,
Natham Police Station,
Dindigul District.
 - 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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B.PUGALENDHI, J.

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