



Crl.O.P.(MD)No.15937 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 22.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.15937 of 2025

Vijay

... Petitioner/Accused No.2

Vs.

1.The State of Tamil Nadu,
Rep. by the Deputy Superintendent of Police,
Puliangudi Sub Division,
Tenkasi District.

2.The Inspector of Police,
Sivagiri Police Station,
Tenkasi District.
(Crime No.373/2025)

... 1st & 2nd Respondents/Complainant

3.Balakrishnan

... 3rd Respondent/Defacto Complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to issue a direction, directing the Hon'ble Principal Sessions Court, Tenkasi District to consider the petitioner's bail application in Crime No.373/2025 on the file of the respondent police and surrender on the same day.

For Petitioner : Mr.K.Vamanan

For R-1 & R-2 : Mr.R.M.Anbunithi
Additional Public Prosecutor



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ORDER

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The petitioner seeks a direction to the learned Principal Sessions Judge, Tenkasi District to consider his bail application on the same day of surrender in Crime No.373 of 2025 on the file of the second respondent Police.

2. The learned counsel for the petitioner would submit that the injured has been discharged from the hospital and that a counter case has also been filed against the defacto complainant.

3. The learned Additional Public Prosecutor confirms the aforesaid facts.

4. 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 of the facts of the case, there shall be a direction to the learned Principal Sessions Judge, Tenkasi District to consider the petitioner's bail application on the same day of his surrender in connection with Crime No.373 of 2025 registered for the offences under Section 296(b), 115(2), 351(3) of BNS, 2023 and Section 3(1)(r), 3(1)(s) and 3(2)(va) of SC/ST (Prevention of Atrocities) Act, 1989 and pass appropriate orders in accordance with law. It is needless to say that the Court below while disposing the bail petition shall



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consider the gravity of the offence, previous antecedent of the petitioner and pass orders, after affording due opportunity to the victim under Section 15-A of the SC/ST (POA) Act, 1989.

5. The petitioner shall surrender before the concerned jurisdictional Court, within a period of fifteen (15) days from the date of receipt of a copy of this order. The petitioner shall inform in advance the learned Public Prosecutor and the victim of the date of surrender and of the filing of the petition.

6. This Criminal Original Petition is ordered accordingly.

22.09.2025

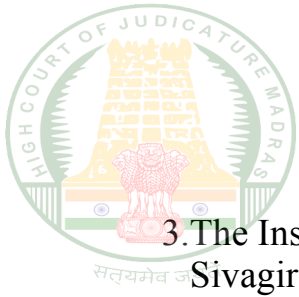
NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
Lm

To

1.The Principal Sessions Court,
Tenkasi District.

2.The Deputy Superintendent of Police,
Puliangudi Sub Division,
Tenkasi District.

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3. The Inspector of Police,
Sivagiri Police Station,
Tenkasi District.

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



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SUNDER MOHAN, J.

Lm

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22.09.2025