



Crl.O.P.(MD)No.15960 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 23.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.15960 of 2025

Dhayanithi @ Sakthivel

... Petitioner/Accused No.3

Vs.

**1.The State of Tamil Nadu,
Rep. by Its, the Deputy Superintendent of Police,
Devakottai, Sivagangai District.**

**2.The Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District.
Crime No.296 of 2025.**

... Respondents 1 & 2/Complainants

3.Rajapandi

**...3rd Respondent/
Defacto Complainant**

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to direct the learned Principal District and Sessions Judge (PCR Cases), Sivagangai, Sivagangai District to accept the surrender of the Petitioner and consider his bail application on the same day on merits in relating to Crime No. 296 of 2025 dated 13.09.2025.

For Petitioner : Mr.G.Hari Haran

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



Crl.O.P.(MD)No.15960 of 2025

ORDER

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The petitioner seeks a direction to the learned Principal District and Sessions Judge (PCR Cases), Sivagangai, Sivagangai District, to consider his bail application on the same day of surrender in Crime No.296 of 2025 on the file of the second respondent Police.

2. 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 District and Sessions Judge (PCR Cases), Sivagangai, Sivagangai District, to consider the petitioner's bail application on the same day of his surrender in connection with Crime No.296 of 2025 registered for the offences under Sections 191(2), 191(3), 126(2), 296(b), 115(2), 118(1), 303(2) 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 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.



Crl.O.P.(MD)No.15960 of 2025

3. 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.

4. This Criminal Original Petition is ordered accordingly.

23.09.2025

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

Indu

To

- 1.The Principal District and Sessions Court (PCR Cases),
Sivagangai, Sivagangai District.
- 2.The Deputy Superintendent of Police,
Devakottai, Sivagangai District.
- 3.The Inspector of Police,
Devakottai Taluk Police Station,
Sivagangai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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Crl.O.P.(MD)No.15960 of 2025

SUNDER MOHAN, J.

Indu

Crl.O.P(MD).No.15960 of 2025

23.09.2025