



Crl.O.P.(MD)No.16519 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 26.09.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.16519 of 2025

1. Muthu

2. Kani

... Petitioners/Accused Nos.6 & 9

Vs.

1.The State of Tamil Nadu,
Represented by the Deputy Superintendent of Police,
Kottaiappattinam, Pudukkottai District.

2.The Inspector of Police,
Jagadapattinam Police Station,
Pudukkottai District.
Cr.No.47/2025.

... Respondents 1 & 2/Complainants

3.Manickavasagam

...3rd Respondent/
Defacto Complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to direct the learned Sessions Judge, Special Court for exclusive trial of SC/ST (PoA) Act Cases, Pudukkottai, to accept the surrender of petitioners and consider their bail application on the very same day on merits in connection with Cr.No.47/2025 on the file of the second respondent.



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

ORDER

The petitioners seeks a direction to the learned Sessions Judge, Special Court for exclusive trial of SC/ST (PoA) Act Cases, Pudukkottai, to consider their bail application on the same day of surrender in Crime No.47 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 Sessions Judge, Special Court for exclusive trial of SC/ST (PoA) Act Cases, Pudukkottai, to consider the petitioners's bail application on the same day of their surrender in connection with Crime No.47 of 2025 registered for the offences under Sections 191(2), 296(b), 115(2), 118(1), 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 consider the gravity of the offence, previous antecedent of the petitioners and pass orders,



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after affording due opportunity to the victim under Section 15-A of the SC/ST (POA) Act, 1989.

3. The petitioners 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 petitioners 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.

26.09.2025

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

Indu



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To



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SUNDER MOHAN, J.

Indu

- 1.The Sessions Court, Special Court for exclusive trial of SC/ST (PoA) Act Cases, Pudukkottai.
- 2.The Deputy Superintendent of Police, Kottaiappattinam, Pudukkottai District.
- 3.The Inspector of Police, Jagadapattinam Police Station, Pudukkottai District.
- 4.The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.

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