



Crl.O.P.(MD)No.16971 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.10.2025

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THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.16971 of 2025

Chellapandiyammal @
Pandiyammal

... Petitioner/Accused No.2

Vs.

The State of Tamil Nadu rep by
1.The Deputy Superintendent of Police,
Periyakulam Sub Division,
Theni Distirct.

2.The Inspector of Police,
Periyakulam Police Station,
Theni District.
In (Crime No.258 of 2025)

...Respondent/Respondent

3.Bagavathi

...Respondent/Complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to direct the Learned Special Court for Trial of Cases under SC/ST (POA) Act, Theni, to accept the surrender of the petitioner and consider their bail application on same day in accordance with Crime No.258 of 2025 on the file of the 2nd respondent Police.



Crl.O.P.(MD)No.16971 of 2025

For Petitioner : Mr.J.Senthil Kumaraiah
For R-1 & R-2 : Mr.R.M.Anbunithi
Additional Public Prosecutor
ORDER

The petitioner seeks a direction to the Learned Special Court for Trial of Cases under SC/ST (POA) Act, Theni, and to consider and dispose of her bail application in Crime No.258 of 2025 on the file of the 2nd respondent herein on the same day of her surrender before the said Court.

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 Special Court for Trial of Cases under SC/ST (POA) Act, Theni, to consider the petitioner's bail application on the same day of her surrender in connection with Crime No.258 of 2025 registered for the offences under Section 296(b), 351(2) of BNS 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 of hearing to the victim under Section 15-A of the SC/ST (POA) Act, 1989.



Crl.O.P.(MD)No.16971 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.

08.10.2025

NCC : Yes / No

Index : Yes / No

Internet : Yes/ No

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To

1.Learned Special Court for
Trial of Cases under SC/ST (POA) Act,
Theni,

2.1.The Deputy Superintendent of Police,
Periyakulam Sub Division,
Theni Distirct.

3.The Inspector of Police,
Periyakulam Police Station,
Theni District.

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



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Crl.O.P.(MD)No.16971 of 2025

SUNDER MOHAN, J.

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Crl.O.P(MD).No.16971 of 2025

08.10.2025