



CRL OP(MD). No.17316 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 13/10/2025

CORAM

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

CRL OP(MD). No.17316 of 2025

1. Ramasamy

2. Packiyaraj

... Petitioners

Vs

1. The Deputy Superintendent of Police,
Sub Division,
Sivagangai District..

2. The Inspector of Police,,
Sakkottai Police Station,
Sivagangai District.
Crime No. 239 of 2025..

3. Udaiyappan

... Respondents

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to direct the learned Additional District and Sessions Judge, P.C.R. Court, Sivaganagi, under SC/ST Prevention of Atrocities Act to consider the bail application on the surrender of the Petitioner in connection with Crime No. 239 of 2025 pending investigation on the file of the second respondents on merits on the same day.



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For Petitioners : M/s.A.Banumathy,

For R1 and R2 : Mr.R.M.Anbunithi,
Additional Public Prosecutor

ORDER

The petitioners seek a direction to the learned Additional District and Sessions Judge, P.C.R. Court, Sivaganagi, to consider their bail application on the same day of surrender in Crime No.239 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 Additional District and Sessions Judge, P.C.R. Court, Sivaganagi, to consider the petitioners' bail application on the same day of their surrender in connection with Crime No.239 of 2025 registered for the offences under Sections 296(b), 115(2), 351(2) of BNS r/w Sections 3(1)(r), 3(1)(s) of SC/ST (Prevention of Atrocities) Amendment Act, 2015 and pass appropriate orders in accordance with law. It is needless to say that the Court below while disposing the bail



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petition shall consider the gravity of the offence, previous antecedent of the petitioners and pass orders, 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.

13.10.2025

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

To

1.The Additional District and Sessions Judge,
P.C.R. Court, Sivaganagi.

2.The Deputy Superintendent of Police,
Sub Division,
Sivagangai District.

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SUNDER MOHAN,J

CP

3. The Inspector of Police,,
Sakkottai Police Station,
Sivagangai District.

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

ORDER
IN
CRL OP(MD) No.17316 of 2025

Date : 13/10/2025