



Crl.O.P.(MD)No.17626 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 15.10.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.17626 of 2025

1.M.Ajithkumar

2.T.John Kennedy

... Petitioners/Accused 2 & 3

Vs.

1.The Superintendent of Police,
Dindigul District.

2.The Deputy Superintendent of Police,
Nilakkottai Sub Division,
Dindigul District.

3.The Sub Inspector of Police,
Ammayanaickanur Police Station,
Dindigul.
(Cr.No.248 of 2025.)

... Respondents 1 to 3/Complainant

4.Prabakaran

... 4th Respondent/Defacto Complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to direct the Special Court for Trial Cases registered under SC/ST (POA) Act, Dindigul to consider and dispose of the bail application to be filed by the petitioners on the same day of its filing on their surrender with the case in Crime No.248 of 2025 on the file of the third respondent.



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

ORDER

The petitioners seek a direction to the learned Special Judge for Trial Cases registered under SC/ST (POA) Act, Dindigul to consider and dispose of the bail application to be filed by the petitioners on the same day of its filing on their surrender in Crime No.248 of 2025 on the file of the third respondent.

2. Since this Court is directing the Court below to consider the bail application after giving notice to the victim, notice to the victim in this case is dispensed with.

3. 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 Judge for Trial Cases registered under SC/ST (POA) Act, Dindigul to consider the petitioners' bail application on the same day of their surrender in connection with Crime No.248 of 2025 registered for the offences under Section 296(b), 118(1) of BNS, 2023, Section 3(1)(s) and 3(2)(va) of SC/ST (Prevention of Atrocities) Act, 1989 and pass appropriate orders in accordance



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

4. 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.

5. This Criminal Original Petition is ordered accordingly.

15.10.2025

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

To

1.The Special Court for Trial Cases
registered under SC/ST (POA) Act,
Dindigul.

2.The Superintendent of Police,
Dindigul District.

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3.The Deputy Superintendent of Police,
Nilakkottai Sub Division,
Dindigul District.

4.The Sub Inspector of Police,
Ammayanaickanur Police Station,
Dindigul.

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



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SUNDER MOHAN, J.

Indu/Lm

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