



Crl.O.P.(MD)No.17689 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.17689 of 2025

Aravinth

... Petitioner/1st Accused

Vs.

1.The State of Tamilnadu,
Represented by the Deputy Superintendent of Police,
Srivaikundam Taluk,
Thoothukudi District.

2.The Inspector of Police,
Seidunganallur Police Station,
Thoothukudi District.
Cr.No.248 of 2025.

... 1st & 2nd Respondents/Complainant

3.Ajay

... 3rd Respondent/Defacto Complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023, to direct the learned Special Judge for (SC/ST POA) Act Cases,Thoothukudi to accept the surrender of the petitioner and consider his bail application on the same day in connection with Crime No.248 of 2025 pending on the file of the 2nd respondent Police.

For Petitioner : Mr.S.M.Mohan Gandhi

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



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ORDER

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The petitioner seeks a direction to the learned Special Judge for (SC/ST POA) Act Cases, Thoothukudi to consider and dispose of his bail application in Crime No.248 of 2025 dated 25.08.2025 on the file of the 2nd respondent herein on the same day of his surrender before the said Court.

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 (SC/ST POA) Act Cases, Thoothukudi, to consider the petitioner's bail application on the same day of his surrender in connection with Crime No.248 of 2025 registered for the offences under Sections 296(b), 115(2), 351(3) of BNS, 2023 and Sections 3(1)(r), 3(1)(s) and 3(2)(va) 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



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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.

4. 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.

5. This Criminal Original Petition is ordered accordingly.

15.10.2025

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

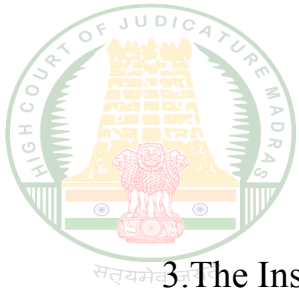
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To

1.The Special Court for (SC/ST POA) Act Cases,
Thoothukudi.

2.The Deputy Superintendent of Police,
Srivaikundam Taluk,
Thoothukudi District.

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3. The Inspector of Police,
Seidunganallur Police Station,
Thoothukudi District.

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



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SUNDER MOHAN, J.

Indu

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15.10.2025