



Crl.O.P.(MD)No.18328 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 29.10.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.(MD).No.18328 of 2025

1. K.Sakthivel
2. Karthi @ Karthikeyan
3. Kalaiyarasan ... Petitioners /Accused No.1,5 & 9

Vs.

1. The State of Tamil Nadu,
rep. by the Deputy Superintendent of Police,
Thalaiyuthu Sub division,
Tirunelveli District.
2. The Special Sub Inspector,
Thaliyuthu Police Station,
Tirunelveli. ...Respondent / complainant
3. Manoselvam ..3rd respondent / defacto
complainant

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, 2023 to direct the Additional District and Sessions Court (PCR Court), Tirunelveli District to consider the petitioners' bail application on the same day of surrender in Crime No.612 of 2025, dated 14.10.2025 on the file of the 2nd respondent Police.



Crl.O.P.(MD)No.18328 of 2025

For Petitioner : Mr.A.Arun Ramnath
For Respondents : Mr.R.M.Anbunithi
Additional Public Prosecutor

ORDER

The petitioners seek a direction to the Additional District and Sessions Court (PCR Court), Tirunelveli District, to pass order on their bail petition on the same day of surrender in Crime No.612 of 2025 on the file of the Special Sub Inspector, Thaliyuthu Police Station, Tirunelveli.

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 Additional District and Sessions Court (PCR Court), Tirunelveli District to consider the petitioners' bail application on the same day of their surrender in connection with Crime No.612 of 2025 registered for the offences under Sections 189(2), 126(2), 296(b), 115(2), 351(3) of BNS, 2023, Section 3(1)(r) and 3(1)(s) and 3(2)(va) of SC/ST (Prevention of Atrocities) Act, 1989 and pass appropriate



Crl.O.P.(MD)No.18328 of 2025

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, 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.

29.10.2025

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

Indu



Crl.O.P.(MD)No.18328 of 2025

To

1. The Additional District and Sessions Court (PCR Court),
Tirunelveli District.
2. The Deputy Superintendent of Police,
Thalaiyuthu Sub division,
Tirunelveli District.
3. The Special Sub Inspector,
Thaliyuthu Police Station,
Tirunelveli.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



Crl.O.P.(MD)No.18328 of 2025

SUNDER MOHAN, J.

Indu

Crl.O.P(MD).No.18328 of 2025

29.10.2025