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Crl.O.P.No.2357 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.02.2026

CORAM:

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.2357 of 2026

Gopinath

...Petitioner

Vs.

1. The Deputy Superintendent of Police,
Pallipalayam Superintendent Office,
Pallipalayam, Namakkal District.

2. State rep. by,
The Inspector of Police,
Veppadai Police Station,
Veppadai, Namakkal District.
Crime No.16 of 2026

3. O.Saravanan

...Respondents

Criminal Original Petition filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita/Section 482 Cr.P.C, to direct the Special Court
for SC/ST (Sessions Judge), Namakkal District to consider the bail
application of the petitioner on the same day of his surrender in Crime
No.16 of 2026 on the file of the respondent Police.

For Petitioner : Mr.S.Saranraj

For Respondents : Mr.S.Santhosh, GA(Crl. Side), for R1 & R2



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ORDER

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This criminal original petition has been filed seeking a direction to the Special Court for SC/ST (Sessions Judge), Namakkal District, to accept the surrender of the petitioner and to consequently, consider his bail petition on the same day, on merits, in connection with Crime No.16 of 2026 on the file of the 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 the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the Special Court for SC/ST (Sessions Judge), Namakkal District, to consider the petitioner's bail application, preferably on the same day of his surrender, in connection with Crime No.16 of 2026 on the file of the respondent-police and to pass appropriate orders in accordance with law, after affording due opportunity to the victims under Section 15-A of the SC/ST (POA) Act, 1989. The petitioner shall surrender before the jurisdictional Court within a period of fifteen days from the date of receipt of a copy of this order.



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3. In view of the above, this criminal original petition stands allowed.

04.02.2026

skt

Index : Yes/No
Speaking Order : Yes/No
NCC : Yes/No

To

1. The Special Judge for SC/ST (Sessions Judge),
Namakkal District.
2. The Deputy Superintendent of Police,
Pallipalayam Superintendent Office,
Pallipalayam, Namakkal District.
3. The Inspector of Police,
Veppadai Police Station,
Veppadai, Namakkal District.
4. The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA, J.

skt

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