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Crl.O.P.No.3460 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.02.2026

CORAM:

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

Crl.O.P.No.3460 of 2026

1. P.Pachiyammal
2. P.Manikandan ... Petitioners

Vs.

1. The State represented by,
The Deputy Superintendent of Police,
Uthiramerur Circle,
Kancheepuram District.
2. The State represented by,
The Sub-Inspector of Police,
Perunagar Police Station,
Kancheepuram District.
(Crime No.11 of 2026)
3. Nathiya ... Respondents

PRAYER: Criminal Original Petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita/Section 482 Cr.P.C, to direct the learned Principal District and Sessions Judge, Special Court for SC & ST (POA) Act cases, Kancheepuram District, to consider the bail application sympathetically and pass orders on merits on the same day petitioners' surrender in connection with Crime No.11 of 2026 pending before the respondent police.

For Petitioners : Mr.G.Punniakoti

For R1 & R2 : Mr.S.Santhosh
Government Advocate (Criminal Side)



ORDER

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The present Criminal Original Petition has been filed seeking a direction to the learned Principal District and Sessions Judge, Special Court for SC & ST (POA) Act cases, Kancheepuram District, to accept the surrender of the petitioners and consequently consider their bail petition(s) on the same day, on merits, in connection with Crime No.11 of 2026 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 the possibility of misusing the pious intention of the Parliament against innocent persons, there shall be a direction to the learned Principal District and Sessions Judge, Special Court for SC & ST (POA) Act cases, Kancheepuram District, to consider the petitioners' bail application(s) preferably on the same day of their surrender, in connection with Crime No.11 of 2026 on the file of the second 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 petitioners shall surrender before the jurisdictional Court within a period of fifteen days from the date of receipt of a copy of this order.



Crl.O.P.No.3460 of 2026

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3. Accordingly, this Criminal Original Petition stands allowed.

12.02.2026

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Neutral Citation: Yes/No

To

1. The Principal District and Sessions Judge,
Special Court for SC & ST (POA) Act cases,
Kancheepuram District.
2. The Deputy Superintendent of Police,
Uthiramerur Circle, Kancheepuram District.
3. The Inspector of Police,
Perunagar Police Station,
Kancheepuram District.
4. The Public Prosecutor,
High Court of Madras.



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A.D.JAGADISH CHANDIRA, J.

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