



WEB COPY

CRL OP No. 6058 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-03-2026

CORAM

THE HON'BLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 6058 of 2026

Arumugam

..Petitioner(s)

Vs

1. The State Rep. by
The Superintendent of Police
Villupuram.
2. The State Rep. by its Inspector of Police
E-7 Kandachepuram Police Station,
Villupuram.
3. B.Chandrababu

..Respondent(s)

Criminal Original Petition is filed under Section 528 of B.N.S.S., to direct the Special Court for Exclusive Trial of Cases registered Under SC/ST(POA) Act, Villupuram, to accept the surrender of the petitioner in connection with Crime No. 35/2026 on the file of the 2nd respondent police on the same day of filing and to consider the Anticipatory bail/bail petition filed by the petitioner on the same day of filing in accordance with law.

For Petitioner(s): Mr.K.Hemanathan

For Respondent(s): Mr.Leonard Arul Joseph Selvam,
Additional Public Prosecutor for R1 & R2

**ORDER**

This Criminal Original Petition has been filed seeking a direction to the learned Sessions Judge/Special Court for Trial of cases under SC/ST (POA) Act Cases, Villupuram, to consider the bail application of the petitioner herein in Crime No.35 of 2026 on the file of the second respondent, on the same day of his surrender.

2. The case of the prosecution is that due to a dispute with regard to payment and sharing of commission, a wordy quarrel arose between the petitioner and the defacto complainant. During the said quarrel, the petitioner allegedly abused the defacto complainant by using his caste name and assaulted him. Hence, the case.

3. Heard the learned Additional Public Prosecutor for respondents 1 and 2 and perused the materials on record.

4. Considering the submission made and on perusal of the materials it is seen that in this case the petitioner was involved in a land transaction through the de facto complainant. Subsequently, a dispute arose between them with regard to payment and sharing of commission. When the de facto complainant demanded his commission for facilitating the sale of the land, the petitioner allegedly abused him by referring to his caste name.



5. 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 Sessions Judge/ Special Court for Exclusive Trial of cases under SC/ST (PoA) Act cases, Villupuram, to consider the petitioner's bail application, preferably on the same day of his surrender, in connection with Crime No.35 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 petitioner shall surrender before the jurisdictional Court within a period of fifteen days from the date of receipt of a copy of this order.

6. The Criminal Original Petition stands disposed of accordingly.

09-03-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

VKR



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M.NIRMAL KUMAR, J.

VKR

To

- 1.The Sessions Judge,
Special Court for Exclusive Trial of Cases
registered Under SC/ST(POA) Act, Villupuram.
- 2.The Superintendent of Police
Villupuram.
- 3.The Inspector of Police
E-7 Kandachepuram Police Station,
Villupuram.
- 4.The Public Prosecutor,
High Court of Madras.

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