



WEB COPY



Crl.O.P.No.9989 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.04.2026

CORAM

THE HON'BLE MR.JUSTICE M.NIRMAL KUMAR

Crl. O.P. No. 9989 of 2026

Karthi. C

... Petitioner

Vs.

1.The Deputy Superintendent of Police,
Kangayam, Tiruppur District.

2.The State Rep., by
The Inspector of Police,
Uthiyur Police Station,
Uthiyur, Tiruppur District.
(Crime No. 26 of 2026)

3.Kumar

... Respondents

Criminal Original Petition is filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 to direct the learned Sessions Judge / Special Courts for Trial of Cases under SC/ST (Prevention of Atrocities) Act, Tiruppur to consider the bail application of the petitioner herein on the very same day of surrender pertaining to the Crime No. 26 of 2026 on the file of the 2nd respondent police.

For Petitioner : Mr. D. Ragu

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



ORDER

This Criminal Original Petition has been filed, seeking a direction to direct the learned Sessions Judge, Special Courts for Trial of cases under SC/ST (Prevention of Atrocities) Act, Tiruppur to consider the bail application of the petitioner herein on the very day of surrender pertaining to the Crime No.26 of 2026 on the file of the 2nd respondent police.

2. The case of the prosecution is that, while the de facto complainant was returning home, at that time, the petitioner along with three others, allegedly threatened and abused one Sathish, demanding the repayment of borrowed money. When this was questioned by the de facto complainant, the petitioner and others allegedly abused him by uttering his caste name, and intentionally humiliated him on the basis of his caste, and also issued threats. Hence, the case has been registered.

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



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4. 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 jurisdictional Court, to consider the petitioner's bail application, preferably on the same day of his surrender, in connection with Crime No.26 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.

5. Accordingly, this Criminal Original Petition stands allowed.

21.04.2026

Neutral Citation: Yes/No
AT



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M.NIRMAL KUMAR, J.

AT

To

1.The Sessions Judge / Special Courts for Trial of Cases under SC/ST
(Prevention of Atrocities) Act, Tiruppur

2.The Deputy Superintendent of Police,
Kangayam, Tiruppur District.

3.The Inspector of Police,
Uthiyur Police Station,
Uthiyur, Tiruppur District.

4.The Public Prosecutor,
High Court of Madras.

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21.04.2026

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