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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-11-2026

Case QR

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 32040 of 2026

CNR: {HCMA012559532026}

1. K.Balasubramaniam
   S/o Kaliannan,
   Residing at No.6, Thailambigai Nagar Street-5,
   Tiruchengode, Namakkal District.
2. Dharani
   S/o Ganesan,
   Residing at No2/55A, Aalangkadu,
   Thuthipalayam, Koothanatham,
   Namakkal.

..Petitioner(s)

Vs

1. The State Rep. by, The Deputy Superintendent
   of Police
   Tiruchengode, Namakkal District.
2. The Inspector of Police
   Tiruchengode Town Police Station,
   Namakkal District.
   Cr.No.336/2026

3. Natarajan
   S/o Sadayan,
   Residing at D.No.87/7, Near SRT Complex,
   Thondikaradu, Tiruchengode, Namakkal
   District.

..Respondent(s)

Prayer: This petition is filed under section 528 of BNSS to pass an order or direction directing the learned Honble District Special Judge for SC/ST Act, Namakkal to consider the bail application of the Petitioners on the very same day of his surrender itself in connection with Cr.No.336/2026 pending on the file of the respondent police and to pass such further or other orders and to

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grant such further or other reliefs as this Honble Court may deem fit and proper in the circumstance of the case and thus render justice.

For Petitioner(s): Mr. C.Paraneedharan

For Respondent(s): Mr.R.Ganseh Kumar, Additional Public Prosecutor
For R1 And R2

ORDER

This Criminal Original Petition has been filed seeking a direction to the **Learned District Special Judge for SC/ST Act, Namakkal** , to consider the petitioner's bail petition on the same day of his surrender in connection with **Crime No.336 of 2026**, since the offences are pertaining to the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. In view of the specific bar contained under Section 18 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and also taking into consideration of the possibility of misuse of the salutary and laudable object of the legislation against innocent persons, there shall be a direction to the **Learned Learned District Special Judge for SC/ST Act, Namakkal** to consider the petitioner's bail application, preferably on the same day of his surrender in connection with **Crime No. 336 of 2026** and pass appropriate orders in accordance with law, after affording due opportunity of hearing to the victim as contemplated under Section 15A of the SC/ST Act. The petitioner shall surrender before the concerned jurisdictional Court within a period of fifteen days from the date of the receipt of a copy of this Order.

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3. It is needless to say that the Court below while disposing the bail petition shall look into the gravity of the offence, previous antecedents of the petitioner and pass orders. Mere direction issued by this Court to consider the bail petition on the same day does not amount to consider it favourably.

4. With the above direction, the Criminal Original Petition stands disposed of.

04-11-2026

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

SMN
To.

1. The District Special Judge for SC/ST Act, Namakkal

2. The Deputy Superintendent of Police
   Tiruchengode, Namakkal District.

3. The Inspector of Police
   Tiruchengode Town Police Station,
   Namakkal District.

4. The Public Prosecutor, High Court, Madras

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G.K.ILANTHIRAIYAN, J.

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