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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-11-2026

CORAM

Case QR

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 31934 of 2026

CNR: {HCMA012601622026}

1. Kosimeen @ Hochimin
   S/o Duraikannan @ Dhuraikannu,
   South Street, Gramam Thirumundeeswaram,
   Ulundurpet Taluk,
   Kallakurichi District.
2. Kannaki @ Kannagi
   D/o Duraikannan,
   W/o Muthu,
   Pallavan Street,
   Tolgate,
   Ariyankuppam,
   Puducherry.

3. Kalpana
   D/o Duraikannan,
   W/o Paneerselvam,
   Mariyamman Kovil Street,
   Lakshmipuram, Tell,
   Villupuram District.

..Petitioner(s)

Vs

1. The Deputy Superintendent of Police
   O/o Superintendent of Police,
   Villupuram District,
   Villupuram.
2. The State Represented By its, The Inspector of Police
   Thiuruvennainallur Police Station,
   Villupuram District.
   Crime NO. 0607 of 2026

3. Sundararajan
   S/o Thankarasu,
   Middle Street,

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Thirumundishwaram,
Gramam,
Thiruvennainallur,
Villupuram District.

..Respondent(s)

Prayer: This petition is filed under section 528 of BNSS to pass an order of direction directing the Learned Session Judge, Special Court for Exclusive Trial of Cases registered under the Schedule Cases and Scheduled Tribes (Prevention of Atrocities) Act, 1989 Villupuram District, to consider the petitioners bail application on the same day in the event of their surrender in Crime NO. 0607 of 2026 dated 22-10-2026 on the file of the Respondent Police and pass such further or other orders as this Honorable Court.

For Petitioner(s): Mr. R.Raji
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 Session Judge, Special Court for Exclusive Trial of Cases registered under the Schedule Cases and Scheduled Tribes (Prevention of Atrocities) Act, 1989 Villupuram District**, to consider the petitioner's bail petition on the same day of his surrender in connection with **Crime No. 0607 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

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and laudable object of the legislation against innocent persons, there shall be a direction to the **Learned Session Judge, Special Court for Exclusive Trial of Cases registered under the Schedule Cases and Scheduled Tribes (Prevention of Atrocities) Act, 1989 Villupuram District,,** to consider the petitioner's bail application, preferably on the same day of his surrender in connection with **Crime No. 0607 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.

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

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To.

1. The Deputy Superintendent of Police
   O/o Superintendent of Police,
   Villupuram District,
   Villupuram.
2. The Inspector of Police
   Thiuruvennainallur Police Station,
   Villupuram District.

3. The Public Prosecutor,
   High Court, Madras

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G.K.ILANTHIRAIYAN, J.

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