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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 32611 of 2026

CNR: {HCMA012646722026}

1. K.Tellicojoundou
2. K.Vijayarangam

Case QR

..Petitioners

Vs

1. State Rep.by,
   The Superintendent of Police
   PCR Cell,
   Puducherry.

2. The Station House Officer
   PCR Cell Police Station,
   Puducherry.
   Cr.No.7 of 2026.

..Respondents

Prayer: The Criminal Original Petition is filed under 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to issue a direction to the learned II Additional District and Sessions Judge, (Special Court for SC/ST Case), Puducherry to consider the petitioner's bail application on the very same day of filing in Crime No.7 of 2026 on the file of the Respondent Police.

For Petitioners: Mr.K.Sasindran

For Respondents: Mrs. G.Djearany,
Government Advocate (Criminal Side),
Puducherry

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ORDER

This Criminal Original Petition has been filed seeking a direction to the learned II Additional District and Sessions Judge, (Special Court for SC/ST Case), Puducherry to consider the petitioners' bail petition on the same day of their surrender in connection with Crime No. 07 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 the learned II Additional District and Sessions Judge, (Special Court for SC/ST Case), Puducherry to consider the petitioners' bail application, preferably on the same day of their surrender in connection with Crime No. 7 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 petitioners 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

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petition shall look into the gravity of the offence, previous antecedents of the petitioners 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.

05-11-2026

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

LPP

To

1. The II Additional District and Sessions Judge,
(Special Court for SC/ST Case),
Puducherry

2.The Superintendent of Police
PCR Cell,
Puducherry.

3.The Station House Officer
PCR Cell Police Station,
Puducherry.

4.The Public Prosecutor
High Court of Madras.

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G.K.ILANTHIRAIYAN, J.

LPP

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