



CrI.O.P.(MD)No.9959 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 29.05.2026

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THE HON'BLE MR.JUSTICE K.MURALI SHANKAR

CrI.O.P.(MD)No.9959 of 2026

1.M.Santhanakrishnan
2.S.Rengammal

... Petitioners

Vs.

1.The Deputy Superintendent of Police,
Jeeyapuram Sub Division, Jeeyapuram,
Trichy District.

2.The Inspector of Police,
Somarasampettai Police Station,
Trichy District.
(Crime No.160 of 2026)

3.P.Murugesan

... Respondents

PRAYER: Criminal Original Petition filed under Section 528 BNSS to direct the Special Court of SC/ST (POA) Act/ Additional District Sessions Judge, Trichy to accept the surrender of the petitioners and consider their bail application on the same day itself in connection with the case in Cr.No.160 of 2026 on the file of the second respondent Police.

For Petitioners : Mr.C.Gangai Amaran



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For R1 & R2

: Mr.T.Lenin Kumar,
Counsel for State of Tamil Nadu(Crl. Side)

ORDER

This Criminal Original Petition has been filed, invoking Section 528 BNSS seeking orders to direct the learned Special Court of SC/ST (POA) Act/ Additional District Sessions Judge, Trichy to accept the surrender of the petitioners and consider their bail application on the same day on merits in relating to Crime No.160 of 2026 on the file of the second respondent police.

2.The petitioners are accused for the offences punishable under Sections 296(b), 115(2), 118(1), 351(3) r/w Section 3(1)(r), 3(1)(s) and 3(2)(va) of SC/ST Amendment Act, 2015 in Crime No.160 of 2026, pending on the file of the second respondent police and apprehending arrest, they have filed the present petition.

3.Heard the learned counsel appearing for the petitioners, the learned Counsel for State of Tamil Nadu(Crl. Side) appearing for the respondents 1 and 2 and perused the materials available on record.



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WEB COPY 4.The learned Counsel for State of Tamil Nadu(Crl. Side) appearing for the respondents 1 and 2 would submit that the petitioners are not having any previous cases and the injured person has already been discharged from the hospital.

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 learned Special Court of SC/ST (POA) Act/ Additional District Sessions Judge, Trichy to consider the petitioners' bail application, preferably on the same day of his surrender in connection with Crime No.160 of 2026 on the file of the second respondent police and pass appropriate orders, in accordance with law, after affording due opportunity to the victim under Section 15(a) 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.



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6. 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 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 favorably.

7. With the above direction, this Criminal Original Petition stands allowed.

29.05.2026

NCC	:	Yes / No
Index	:	Yes / No
Internet	:	Yes / No
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To

1.The Special Court of SC/ST (POA) Act/
Additional District Sessions Judge, Trichy

2.The Deputy Superintendent of Police,
Jeeyapuram Sub Division, Jeeyapuram,
Trichy District.

3.The Inspector of Police,
Somarasampettai Police Station,
Trichy District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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K.MURALI SHANKAR,J.

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