



W.P.Crl.No.1594 of 2026

Dr. ANITA SUMANTH, J.
and
SUNDER MOHAN, J.

(Order of the Court was made by Dr. ANITA SUMANTH, J.)

This matter is listed under the caption ‘for being mentioned’ in a special list at the mention of Mr.Malarvannan for correction of an inadvertent error in paragraph 5(ii) of the order dated 17.08.2026.

2. In place of ‘Central Prison, Coimbatore’, the words Central Prison, Vellore shall stand substituted.

3. Barring the aforesaid, the order remains unaltered. Registry to issue a fresh copy of the order.

[A.S.M, J.] [S.M, J.]
18.08.2026

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Note: Registry to issue a fresh copy of the order today after incorporating necessary corrections.



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18.08.2026



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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-08-2026

CORAM

THE HON'BLE DR.JUSTICE ANITA SUMANTH

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

WP.Crl.No.1594 of 2026

and

WP.MP.CRL.No.560 of 2026

K.Sasikala
W/o Praveen Kumar,
Residing at 15,
Mariyamman Kovil Street,
Melkavanur Post,
Vellore.

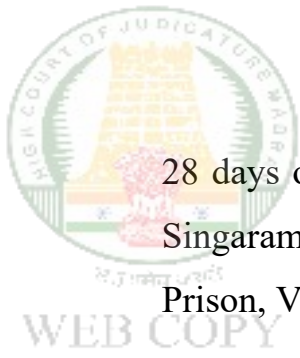
..Petitioner

Vs

1. The Secretary to Government,
Home (Prison IV) Department,
Secretariat, Fort St. George,
Chennai.
2. The Deputy Inspector General of Prisons,
Vellore Range, Vellore.
3. The Superintendent of Prison,
Central Prison, Vellore.

..Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus calling for the records in the order No RO-VLR/178/2026-CAMP(A) dated 27.05.2026 passed by the respondent No.2 and quashing the same, and directing the respondents to grant



28 days ordinary leave for the petitioners husband namely Praveen Kumar S/o Singaram, aged about 40 years, Convict Prisoner, PID NO.298123, Central Prison, Vellore.

For Petitioner: Ms.S.Nadhiya

For Respondents: Mr.C.R. Malarvannan,
Counsel for Government of Tamil Nadu
(Criminal Side)

ORDER

(Order of the Court was made by Dr.Anita Sumanth J.)

The representation of the petitioner for ordinary leave for her husband Praveen Kumar, who is a convict in Central Prison, Vellore, was rejected on 27.05.2026.

2. The reason for rejection is the bar under Rule 21 of the Tamil Nadu Suspension of Sentence Rules, 1982 (in short “Rules), as per which, prisoners convicted for offences under Section 392 read with Section 397 IPC are not entitled to leave, such as the convict in this case.

3. The reasoning in the impugned order aligns by the said Rules and hence, we cannot fault the authorities for having passed the impugned order.

4. Be that as it may, on considering the facts of this case, we are of the considered view that the convict may be released on leave, for the following reasons:



(i) The convict has been incarcerated for 5 years, 10 months and 09 days as on 08.07.2026 and is hence, eligible for leave sought for otherwise

(ii) We had sought report of the Probation Officer, which is in favour of the convict, in that the officer has found the reason seeking leave to be true.

(iii) The reasons are that the convict's son, who is completing his XII Standard is to be admitted in College and that maintenance and repairs work have to be carried out in his home, appeal.

(iv) The Police have no-objection to the convict being granted leave.

(v) This Court, by intervening in W.P.No.39011 of 2024 by order dated 22.01.2025, has granted 21 days ordinary leave to the convict and no untoward incident was reported then.

5. For the aforesaid reasons, exercising discretion under Article 226 of the Constitution of India, we direct the authorities to grant ordinary leave to the convict without escort for a period of 28 days, commencing from 19.08.2026, though on the following conditions:

(i) Respondents are directed to release the Convict Prisoner viz., Praveen Kumar S/o. Singaram, aged 40 years, confined at Central Prison, Vellore on Ordinary Leave for a period of 28 days i.e., from 19.08.2026 to 17.09.2026.

(ii) The Convict Prisoner shall be released on 19.08.2026 at 10.00 am and he shall surrender before the Central Prison, Coimbatore on 18.09.2026 before 10.00 a.m.



(iii) The Convict Prisoner is directed to report before the Inspector of Police, K.V.Kuppam Police Station, twice a week, i.e, on Tuesdays and Fridays, at 04.30 p.m., during the period of leave.

(iv) The Convict Prisoner shall utilize the leave only for the ground on which it has been granted and shall not indulge in any other activities.

6. This Writ Petition is disposed of in the above terms. Connected Miscellaneous Petition is also closed.

(A.S.M.,J.) (S.M.,J.)
17-08-2026

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

hvk

Note: Issue order copy today.



To

1. The Secretary to Government,
Home (Prison IV) Department,
Secretariat, Fort St. George,
Chennai.
2. The Deputy Inspector General of Prisons
Vellore Range, Vellore.
3. The Superintendent of Prison,
Central Prison, Vellore.



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