

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-07-2026

CORAM

THE HON'BLE DR.JUSTICE ANITA SUMANTH

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

WP CrI. No. 1607 of 2026

Aruna

W/o.Somu @ Somasundaram,
No.14/15, Varalakshmi Nagar Extension,
Kolathur,
Chennai - 600 099.

..Petitioner(s)

Vs

1. The Secretary to Government of Tamilnadu
Home Department (Prison-IV),
Fort St.George, Chennai - 600 009.
2. The Deputy Inspector General of Prison
Puzhal Range, Chennai - 600 008.
3. The Superintendent of Central Prison
Central Prison Puzhal - I,
Chennai - 600 066.

..Respondent(s)

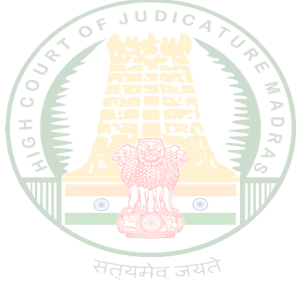
Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus calling for the records relating to the proceedings of the 3rd Respondent in No.CP-PUI/1523/2026-R2 dated 21.04.2026, quash the same and consequently direct the respondents to grant 15 days Emergency Leave without escort to the petitioner's husband, Namely Somu @ Somantharam, S/o.Subramanian, convict prisoner No.2710, confined at Central Prison, Puzhal-I, Chennai, within a time frame to be fixed by this Honourable Court.

For Petitioner(s):

Mr.M.Mubeen

For Respondent(s):

Mr.A.Amarnath,
Counsel For Government Of Tamil Nadu
(Criminal Side)



WEB COPY

Order

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

The petitioner is wife of Somu @ Somasundaram (convict) confined in Central Prison, Puzhal I, Chennai. She is aggrieved by order dated 21.4.2026 rejecting request for 15 days Emergency Leave without escort.

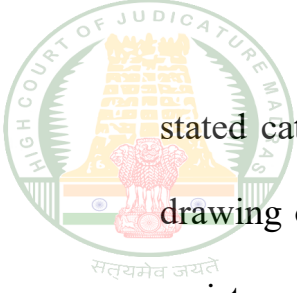
2. When the matter had come up on 10.07.2026, we passed the following order:-

Mr.Mohamed Riyaz, learned Government Advocate (Criminal Side) accepts notice for the respondents and seeks some time to obtain instructions and file a counter. Report of the Probation Officer is also sought by the next hearing.

2. The reason for rejection of leave is the bar under Rule 35 of the Tamil Nadu Suspension of Sentence Rules, 1982, as per which, the convict with pending cases is not entitled to leave. The officers cites four cases, of which, the convict has been acquitted in three and there is only one pending case in CC 159 of 2025 in which the convict is stated to have been granted bail as charge sheet was not filed within the statutory period.

3. List on 24.07.2026.

3. The reports of the Probation Officer and the police authorities are both adverse to the convict. As far as the police authorities are concerned, they apprehend law and order problem. As far as the Probation Officer is concerned, he states that he had made an enquiry with the family of the convict, particularly his mother Tmt. Indrani. The reason cited for availment of the leave is that his mother has to undergo medical treatment and surgery. However, the mother has



stated categorically that she does not intend to avail any such surgery. Hence drawing our attention to the medical reports placed in the compilation is of no assistance to learned counsel for petitioner as the medical assistance cannot be thrust upon on the convict's mother contrary to her wishes.

4. Since the reason for the Emergency Leave sought is now not available, we find no reason to intervene in the impugned order and dismiss this writ petition. No costs.

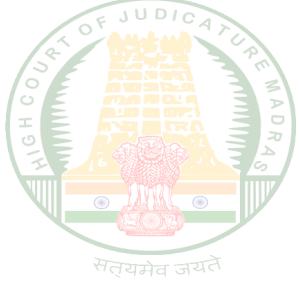
(A.S.M.,J.) (S.M.,J.)
27-07-2026

Index: Yes/No
Speaking order
Neutral Citation: Yes

ssm

To

1. The Secretary to Government of Tamilnadu
Home Department (Prison-IV),
Fort St.George, Chennai - 600 009.
2. The Deputy Inspector General of Prison
Puzhal Range, Chennai - 600 008.
3. The Superintendent of Central Prison
Central Prison Puzhal - I,
Chennai - 600 066.
4. The Public Prosecutor, High Court, Madras.



WEB COPY

WP CrI. No. 1607 of 2



DR.ANITA SUMANTH J.
AND
SUNDER MOHAN J.

SSM

WP CrI. No. 1607 of 2026

27-07-2026