



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-08-2026

CORAM

THE HON'BLE DR.JUSTICE ANITA SUMANTH

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

WP CrI. No. 1936 of 2026

V.Muniyappan
S/o.Velmurugan,
7-1012A, Varateri Kadu,
Metupattithathanur,
Selam District.

..Petitioner(s)

Vs

1. The State of Tamil Nadu, Rep. by The Principal Secretary to Government,
Home (Prison-IV) Department,
State of Tamil Nadu,
Secretariat,
St.George Fort,
Chennai - 9.
2. The Inspector General of Prisons,
C.M.D.A. Towers II,
No.1, Gandhi Irvin Road,
Egmore,
Chennai - 8.
3. The Deputy Inspector General of Prison,
Office of the Deputy Inspector General of Prison,
Coimbatore Central Prison Campus,
Coimbatore - 641018.
4. The Superintendent of Prison,
Selam Central Prison,



Selam – 630007.

..Respondent(s)

Prayer: Writ petition filed under Article 226 of Constitution of India to issue a Writ of Mandamus or any other writ or directing or order in the nature of writ directing the respondents to release petitioner's son by namely Siva alias Sivakumar (C.P.No.9737, PID No.401849), son of Muniappan aged about 47 years now lodged and confined at Central Prison, Selam more than 4 and half years on the basis of the remission under Rule 323 to 357 and on the basis of the medical ground under rule 632 to 634 of the Tamil Nadu Prison Rule, 2024 by considering the petitioner Representation dated 03.07.2026 in accordance with law within the time stipulated by this Hon'ble Court and pass such further or others as this Hon'ble Court may deem fit and proper in the circumstances of the case and thus render Justice.

For Petitioner(s): Mr.R.Prakash

For Respondent(s): Mr. A. Amarnath

Counsel For Government Of Tamil Nadu
(Criminal Side)

Order

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

The father of the convict Siva @ Sivakumar, confined in Central Prison, Salem seeks pre-mature release of his son on the basis of medical grounds as the convict is diagnosed HIV positive and his health condition is stated to be serious.

2. The petitioner has filed a petition dated 03.07.2026 before the respondents seeking remission in terms of Chapter XIX of the Tamil Nadu



Prison Rules, 2024, whereunder, Sections 323 to 357 deal with remission and Rule 632 provides for early release of sick prisoners, who have been so certified by the Medical Board in terms of that Rule.

2. The respondents, who are represented by Mr.A.Amarnath, learned counsel for the Government of Tamil Nadu accedes to the receipt of the representation and states that the same is under consideration of the authorities.

3. Recording the same, there is a direction to R1 to consider representation/petition of the petitioner dated 03.07.2026 and pass orders in accordance with the extant Rules, within a period of six (6) weeks from today and communicate the same immediately to the convict and his family members.

4. This Writ Petition is disposed as above.

(A.S.M.,J.) (S.M.,J.)

06-08-2026

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Index: Yes/No

Speaking order

Neutral Citation: Yes



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DR.ANITA SUMANTH J.

AND

SUNDER MOHAN J.

SL

To

1. The Principal Secretary to Government,
Home (Prison-IV) Department,
State of Tamil Nadu,
Secretariat,
St.George Fort,
Chennai - 9.
2. The Inspector General of Prisons,
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4. The Superintendent of Prison,
Selam Central Prison,
Selam – 630007.
5. The Public Prosecutor, High Court of Madras.

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