



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21-08-2026

CORAM

THE HON'BLE DR.JUSTICE ANITA SUMANTH

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

WP CrI. No. 2165 of 2026

Suman
S/o. Thalaiah, Harijana Veethi,
Pindruvada, Bhagiradhpuram,
Srikakulam, Andhrapradesh.
Now Confined in Central prison, Puzhal,
Chennai.

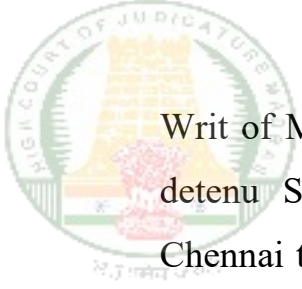
..Petitioner(s)

Vs

1. The Principal Secretary to Government,
Home Department (Prison),
Government of Tamil Nadu,
Secretariat, St George Fort,
Chennai.
2. The Director General of Prison and
Correctional Service, Whannels Road,
Egmore, Chennai.
3. The Inspector of General Prison and
Correctional Service, Whannels Road,
Egmore, Chennai.
4. The Superintendent of Prison,
Central Prison, Puzhal,
Chennai.

..Respondent(s)

Petition filed under Article 226 of the Constitution of India praying to
issue a Writ, or direction or order or orders more particularly in the nature of



Writ of Mandamus directing the directing 4th Respondent to grant leave to the detenu Suman, S/o. Thalaiah, now confined in Central Prison-1, Puzhal, Chennai to attend the post death memorial ceremony of his deceased father by considering his representation dated 12.08.2026.

For Petitioner(s): Mr.D.Muralidharan
for M/s. Murali Law Firm

For Respondent(s): Mr.C.R.Malarvannan
Counsel for Government of Tamil Nadu
(Criminal Side)
Order

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

Petitioner has sought a mandamus seeking a direction to the fourth respondent to grant leave to him to attend the ceremonies in connection with the demise of his father. It appears that the request has in fact been rejected by order dated 13.08.2026, which is placed in the compilation.

2. As rightly stated by Mr.Malarvannan, there is no provision in Rule 6 to grant Emergency Leave for any circumstances beyond what is adumbrated therein. Hence grant of Emergency Leave for the purpose of attending subsequent ceremonies in connection with the demise of the father would not arise.

3. However, we see from the proforma placed before us that the petitioner has been undergoing incarceration for a period 3 years 6 months and 4 days as on date. He has not availed any leave thus far.

4. Since learned counsel for petitioner states that he had not attended the



death ceremony of his father, since he was unaware of his demise, we believe that this is an appropriate case to permit him to go on Ordinary Leave but with escort.

5. Mandamus is thus issued directing the fourth respondent to permit the petitioner to avail Ordinary Leave of 7 days with escort commencing 22.08.2026, though on the following conditions:

(i) Respondents are directed to release the Convict Prisoner viz., Suman, S/o. Thalaiah, confined in Central Prison-1, Puzhal, Chennai on Ordinary Leave for a period of 7 days i.e., from 22.08.2026 to 28.08.2026 with escort.

(ii) The Convict Prisoner shall be released on 22.08.2026 at 10.00 am and he shall surrender before the Central Prison-1, Puzhal, Chennai on 29.08.2026 before 10.00 a.m.

(iii) 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 stands allowed in terms of this order. No costs.

(A.S.M, J.) (S.M, J.)
21-08-2026

Index: Yes/No
Speaking order
Neutral Citation: Yes

ssm

Note to Registry : Issue Today



To

1. The Principal Secretary to Government,
Home Department (Prison), Government of
Tamil Nadu, Secretariat, St George Fort,
Chennai.
2. The Director General of Prison and
Correctional Service, Whannels Road,
Egmore, Chennai.
3. The Inspector of General Prison and
Correctional Service, Whannels Road,
Egmore, Chennai.
4. The Superintendent of Prison,
Central Prison - I, Puzhal,
Chennai.
5. The Public Prosecutor, High Court, Madras.



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DR.ANITA SUMANTH, J.
AND
SUNDER MOHAN, J.

ssm

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