



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-07-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

WP CrI. No. 1190 of 2025

and

WPMP CrI.Nos.568 and 569 of 2025

S.Gandhimathi
W/o.Mannan Miah Alias Abdul Mannan,
No.27EA, Rajiv Gandhi Street, Thiruvalluvar
Nagar, Perungudi, Chennai - 600096.

..Petitioner(s)

Vs

1. The State of Tamil Nadu rep by
Secretary to Government,
Public (Foreigners-III) Department,
Secretariat, Chennai.
2. The Superintendent
Special Camp Prison,
Trichirapalli.
3. The Inspector of Police,
CCB-II, Fake Passport Team,
Vepery, Chennai - 600007.

..Respondent(s)

Prayer: Writ Petition (Criminal) filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus or any appropriate direction directing Respondent to call for the records of the 1st respondent in GO.I.D.No.514 dated 04.12.2024 and quash the same and consequently direct the respondent to the release the petitioner's husband, Mannan Miah Alias Abdul Mannan, from Special Camp Prison, Tiruchirappalli, and set him at liberty, enabling him to defend the criminal case initiated by the third



respondent and to reside with the petitioner and their daughter and Pass any other order in the interests of justice and equity.

For Petitioner(s):

Mr.B.Shakthivel

For Respondent(s):

Mr.R.Ganesh Kumar,
Counsel for Government of Tamilnadu
(CrI.Side)for R1 to R3
Assisted by Mohammed Imran A

ORDER

This Writ Petition (Criminal) has been filed by the petitioner seeking to quash the proceedings in G.O.I.D.No.514 dated 04.12.2024 and to direct the respondent to the release the petitioner's husband, Mannan Miah Alias Abdul Mannan, from Special Camp Prison, Tiruchirappalli, and set him at liberty, enabling him to defend the criminal case initiated by the third respondent and to reside with the petitioner and their daughter.

2. The Petitioner's husband namely Mannan Miah Alias Abdul Mannan is a Bangladeshi National had come to India in the year 2002 and settled in Tripura, India. He had previously married a woman, who is a Tripura Native in Tripura and later divorced her. Thereafter, he had come to Chennai and had married the petitioner herein.



3. While being so, the petitioner's husband was arrested on 25.10.2024 in pursuant to the registration of Cr.No.139 of 2024 for the offences punishable under Sections 12(1) and 12(1A) of the Passport Act, 1967 and Sections 420, 468 and 471 of IPC. He was also granted bail. After the completion of investigation, the third respondent filed a final report and the same has been taken cognizance by the trial court. Now, the petitioner's husband is facing trial in C.C.No.601 of 2025 on the file of the learned Judicial Magistrate-I, Alandur, Chennai. Though the petitioner was granted bail, he was directed to stay in Special Camp Prison, Tiruchirappalli, since he is the Foreign National.

4. The Petitioner stated that the detenu has been a continuous resident of India for over four decades and is the lawful husband of the petitioner, an Indian Citizen. The parents of the detenu settled in Tripura and the detenu was born on 01.01.1987. The detenu holds valid educational and identity documents, including a Transfer Certificate from Melager, Tripura, Aadhaar Card, Election Commission Voter's ID issued in Tripura and Tamilnadu. The detenu is not an illegal migrant, has no criminal antecedents, and is the sold bread winner of the his family.

5. Accordingly, G.O.I.D.No.514 dated 04.12.2024 is hereby set aside with the condition that the detenu shall not claim his passport before the trial Court. The detenu shall report before the 3rd respondent every Monday at



10.30a.m for a period of three months. Further, the detenu shall appear before the trial Court without any absence. The trial Court is directed to complete the trial within a period of 12 weeks from the date of receipt of a copy of this Order.

6. The petitioner shall also file an affidavit to the extent that her husband will not abscond anywhere and also co-operate with the trial in C.C.No.601 of 2025 on the file of the learned Judicial Magistrate-I, Alandur, Chennai.

7. With the above direction, this Writ Petition (Criminal) is disposed of. No costs. Consequently, the connected miscellaneous petitions are closed.

08-07-2026

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

Vv

To

1. The Secretary to Government,
Public (Foreigners-III) Department,
Secretariat, Chennai.
2. The Superintendent
Special Camp Prison,
Trichirapalli.
3. The Inspector of Police,
CCB-II, Fake Passport Team,
Vepery, Chennai - 600007.
4. The Public Prosecutor, High Court,
Madras.



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G.K.ILANTHIRAIYAN, J.

VV

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