



W.P.Crl.(MD)No.3640 of 2026

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.07.2026

CORAM:

**THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA
and
THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI**

**W.P.Crl.(MD)No.3640 of 2026
and
W.M.P.Crl.(MD)No.889 of 2026**

K.Rajendran

... Petitioner

Vs.

1. The Deputy Inspector General of Prison
Madurai Zone
Madurai 625 016.

2. The Superintendent of Prison
Central Prison
Palayamkottai
Tirunelveli 627 002.

3. The Superintendent of Police
O/o. The Superintendent of Police
Kanyakumari District.

4. The Inspector of Police
Mandaikadu Police Station
Kanyakumari District.

... Respondents

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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus to call for the records pertaining to the impugned order of the 1st respondent in No.396/UTHA.2/2026 dated.28.04.2026 and quash the same and consequently directing the respondents to grant ordinary leave for 40 days without escort to the petitioner's son , the prisoner, Krishnakumar, S/o.Rajendran, C.T.No.5466 (PID.No.415191), now confined at Central Prison, Palayamkottai.

For Petitioner : Mr.R.Narayanan

For Respondents : Mr.D.Venkatesh,

Counsel for the State of Tamil Nadu (Crl. side)

ORDER

[Order of the Court was made by **A.D.JAGADISH CHANDIRA, J.**]

The writ petition has been filed seeking writ of Certiorarified Mandamus to call for the records pertaining to the impugned order of the 1st respondent in No.396/UTHA.2/2026 dated.28.04.2026 and quash the same and consequently directing the respondents to grant ordinary leave for 40 days without escort to the petitioner's son , the prisoner, Krishnakumar, S/o.Rajendran, C.T.No.5466 (PID.No.415191), now confined at Central Prison, Palayamkottai.



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2. When the matter is taken up for hearing today, the learned

Counsel for the State of Tamil Nadu appearing for the respondents would submit that the convict prisoner has been convicted to undergo 20 years rigorous imprisonment for the offences under Sections 449, 506(1) IPC and Sections 6 (5(i), 5(j), (ii)) of POCSO Act and 3(1) w(ii) r/w.3(2) (Va) of SC/ST (POA) Act, and the convict prisoner has only completed 2 years and 2 months after conviction and hence, the request of the petitioner has been rejected taking into consideration of the fact that the convict prisoner is not eligible for ordinary leave as per Rule 22 (1) (C) of Tamil Nadu Suspension of Sentence Rules, 1982.

3. Taking into consideration of the fact that the convict prisoner is not eligible for ordinary leave as per Rule 22 (1) (C) of Tamil Nadu Suspension of Sentence Rules, 1982, this writ petition is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

[A.D.J.C., J.]

[T.V.T.S., J.]

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Index : Yes / No
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1. The Deputy Inspector General of Prison
Madurai Zone
Madurai 625 016.
2. The Superintendent of Prison
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Palayamkottai
Tirunelveli 627 002.
3. The Superintendent of Police
O/o. The Superintendent of Police
Kanyakumari District.
4. The Inspector of Police
Mandaikadu Police Station
Kanyakumari District.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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A.D.JAGADISH CHANDIRA, J.
AND
T.V.THAMILSELVI, J.

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ORDER MADE IN
W.P.Crl.(MD)No.3640 of 2026

DATED : 03.07.2026