



W.P.Crl(MD)No.3880 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 15.07.2026

CORAM:

**THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA
and
THE HONOURABLE MS.JUSTICE R.POORNIMA**

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... Petitioner

vs.

1. The State of Tamilnadu,
Rep by the Additional Chief Secretary,
Fort St George,
Chennai - 600 009.

2. The Director General of Prisons and Correctional Services,
Tamil Nadu Prison Department,
Egmore, Chennai 600 008.

3. The Superintendent of Prison,
Central Prison-1,
Palayamkottai,
Tirunelveli District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned proceedings of the 3rd Respondent in No.451/UT.2/2026 dated 05.05.2026, quash the same and consequently direct the respondents to grant Emergency Parole/Emergency Leave to the petitioner's son, Vijaya Rama Murthy (PID No.132798), Convict Prisoner confined in Central Prison, Palayamkottai, for a period of fifteen days on humanitarian grounds to enable



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him to attend and take care of his seriously ill father, Mr. Mariyaalangaram.

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For Petitioner : M.S.Kasirajan
For Respondents : Mr.D.Venkatesh
Counsel for State of Tamil Nadu (Crl.Side)

ORDER

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

Challenging the order dated 05.05.2026 passed by the 3rd respondent rejecting the request of the convict prisoner to grant leave, this writ petition is filed to quash the same with a consequential direction to grant 15 days leave to the convict prisoner on humanitarian grounds to take care of his ill father.

2. Perusal of the impugned order shows that the request of the convict prisoner has been rejected on two grounds. One is that the convict prisoner has got one pending case in Crime No.161 of 2018 on the file of Thalaiyuthu Police Station for the offences under Sections 294(b), 506(ii), 353, 120(b), 100, 34 of IPC read with Section 4 of TNPPD Act, pending before the Chief Judicial Magistrate Court, Tirunelveli and therefore, as per Rule 35 of the Tamil Nadu Suspension of Sentence Rules 1982, the convict prisoner is not entitled to leave. The second reason cited in the impugned order is that for availing leave, the convict prisoner should have completed three years from the date of



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incarceration, whereas, he has completed 1 year and 6 months of incarceration

only as on 28.04.2026 and therefore, he is not entitled to avail leave in view of

Rule 22(1)(c) of the Tamil Nadu Suspension of Sentence Rules 1982.

3. In view of the abovesaid rule cited in the impugned order, we do not find any merits in this writ petition.

4. Accordingly, this Writ Petition (Criminal) stands dismissed.

[A.D.J.C., J.] [R.P., J.]
15.07.2026

Index : Yes / No
Neutral Citation : Yes / No
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To:

1. The Additional Chief Secretary,
State of Tamilnadu,
Fort St George,
Chennai - 600 009.

2. The Director General of Prisons and Correctional Services,
Tamil Nadu Prison Department,
Egmore, Chennai 600 008.

3. The Superintendent of Prison,
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Tirunelveli District.

4. The Counsel for State of Tamilnadu (Crl.Side),
Madurai Bench of Madras High Court,
Madurai.



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A.D.JAGADISH CHANDIRA, J.

AND

R.POORNIMA, J.

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ORDER MADE IN

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