



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.01.2016

CORAM:

THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

WEB COPY

W.P(MD)No.1983 of 2016

Kalaiselvi
W/o.Muthu @ Poovarna Muthu
Valavallan,Eral Post
Srivaikundam Taluk
Thoothukudi District

: Petitioner

Vs.

1.State of Tamil Nadu
rep. By the Principal Secretary to Government
Home (Prison V) Department,
Secretariat, St. George Fort, Chennai.

2.The Superintendent of Police,
Central Prison, Palayamkottai.

3.The Inspector of Police,
Thoothukudi Central Police Station,
Thoothukudi,Thoothukudi District
Crime No.364 of 2000

: Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus to direct the respondents to release the petitioner's husband Muthu @ Poovarna Muthu on parole for the period of one month who has been confined at Palayamkottai, Central Prison to attend the marriage of his daughter namely, Nattar Jothi with Kugan Raj S/o.Dharmar Nadar to be solemnized on 03.02.2016 at Valavallan, Eral Post, Srivaikundam Taluk Thoothukudi District.

For Petitioner : Mr.S.R.Anbarasu

For Respondents : Mr.D.Muruganandham
Additional Government Pleader

ORDER

This Writ Petition has been filed seeking for the issuance of a Writ of Mandamus to direct the respondents to release the petitioner's husband Muthu @ Poovarna Muthu on parole for the period of one month, who has been confined at Palayamkottai, Central Prison to attend the marriage of his daughter namely, Nattar Jothi with Kugan Raj, S/o.Dharmar Nadar to be solemnized on 03.02.2016 at Valavallan, Eral Post, Srivaikundam Taluk Thoothukudi District.

2.Heard the counsel appearing for the petitioner and the Additional Government Pleader appearing for the respondents.



3.It is seen that the petitioner has made a representation to the respondents dated 19.01.2016. However, the same has not been considered so far and hence, the petitioner has come forward with the aforesaid prayer.

4. Considering the facts and circumstances of the case, the 2nd respondent is directed to ascertain about the conduct of the accused and full particulars in order to consider the request of the petitioner to enable the life convict to go on leave. As the marriage is fixed on 03.02.2016, the 2nd respondent is directed to consider the request of the petitioner in terms of Rules 6, 13 and 20 to 25 and other provisions of the Tamil Nadu Suspension of Sentence Rules 1982 and pass appropriate orders on merits and in accordance with law on or before 01.02.2016.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar
Madurai Bench of Madras High Court,
Madurai.

To

1.The Principal Secretary to Government
Home (Prison V) Department,
Secretariat, St. George Fort,
Chennai.

2.The Superintendent of Police,
Central Prison,
Palayamkottai.

3.The Inspector of Police,
Thoothukudi Central Police Station,
Thoothukudi, Thoothukudi District

+lcc to M/S.S.R.Anbarasu , Advocate in SR.No. 5528

TS/29.01.2016/2P-5C/GSV-AN/SAR AE

W.P (MD) No.1983 of 2016

29.01.2016