



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.03.2016

CORAM

THE HON'BLE MR.JUSTICE P.N.PRAKASH

W.P. (MD) No.5219 of 2016

Kumar @ Palani Kumar

... Petitioner

-VS-

1.The Principal Secretary,
Home Department, (Prisons),
State of Tamil Nadu,
Secretariat, Fort St.George,
Chennai-600 009.

2.The Additional Director General of
Police(Prisons) cum the Inspector
General of Prisons,
Office of ADGP (Prisons)/I.G. of Prisons,
Thalamuthu Natarajar Maaligai,
Egmore, Chennai.

3.The Superintendent of Prison,
Madurai Central Prison,
Madurai District.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of Mandamus, directing the respondents to give extension of 30 days, to the petitioner (C.P.No.5216) in the emergency leave granted on 12.03.2016 to attend the funerals of his father.

For Petitioner : Mr.S.Malaikani
For Respondents : Mr.D.Muruganandam,
Addl. Govt. Pleader

O R D E R

This writ petition has been filed, seeking a direction to the respondents to give extension of 30 days, to the petitioner (C.P.No.5216) in the emergency leave granted on 12.03.2016 to attend the funerals of his father.

2. Heard the learned Counsel appearing for the petitioner and the learned Additional Government Pleader who takes notice for the



5. Rule 34 of the Tamil Nadu Suspension of Sentence Rules, 1982 reads as follows:

7. Under such circumstances, the request of the petitioner for extension of emergency leave by overlooking the provisions of Rule 34 of the Tamil Nadu Suspension of Sentence Rules, 1982 cannot be countenanced. It is open to the the petitioner to surrender and make an application to the Government and the same shall be considered sympathetically, since it is stated that at all earlier times when the petitioner was granted leave, he had returned to the prison diligently. Taking into consideration the source: courts.gov.in/hot-services/ petitioner, the Authorities shall pass orders in accordance with law.



With the above observations, this Writ Petition is disposed of. No costs.

Sd/-

Assistant Registrar(AS)

/True copy/

Sub Assistant Registrar
Madurai Bench of Madras High Court,
Madurai

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To:

1.The Principal Secretary,
Home Department, (Prisons),
State of Tamil Nadu, Secretariat, Fort St.George,
Chennai-600 009.

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Police(Prisons) cum the Inspector
General of Prisons,
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Egmore, Chennai.

3.The Superintendent of Prison,
Madurai Central Prison,
Madurai District.

+1 cc to Mr.S.Malaikani, Advocate, SR No. 14811

RG.AAL-MPA/SAR-I 16.03.2016 3P/5C

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