

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 09.01.2017
CORAM
THE HONOURABLE MR. JUSTICE R.MAHADEVAN
Writ Petition No.491 of 2017

Alagar @ Valarntha Alagar
@ Alagarsamy

... Petitioner

Vs.

- 1 The Government of Tamil Nadu
Rep. by its Secretary to Government
Home(Prison IV) Department Fort. St.
George Chennai - 9
- 2 The Additional Director
General of Prisons Thalamuthu Natarajan
maaligai 2nd Floor Gandhi Irwin Road
Egmore Chennai - 8
- 3 The Superintendent of
Central Prisons Central Prison-1[Convict]
Puzhal Chennai-66

... Respondents

Writ petition has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus directing the respondents to grant parole to the petitioner in pursuant to the petitioner's representation dated 1-6-2016 now confined in Central prison, Puzhal, Chennai for a period of 15 days for the petitioner for his Cardiac Surgery to held at Royapettah Government Hospital , Chennai on payment in the special ward with the assistance of petitioner's wife A.Dhanalakshmi.

For Petitioner : Mr.S.Nambiselvan
For Respondents : Mr.C.Emalias,
Addl. Public Prosecutor

ORDER

By consent, the main writ petition itself is taken up for final disposal.

2. The petitioner has come up with the present writ petition for a mandamus, directing the respondents to grant parole to him pursuant to his representation dated 1.6.2016 for a period of 15 days for his Cardiac Surgery to be held at Royapettah Government Hospital, Chennai, on payment in the special ward, with the assistance of his wife A.Dhanalakshmi.

3. It is the case of the petitioner that he is a life convict and now he is confined at Central Prison, Puzhal, Chennai. He is suffering from various ailments and apart from that, he is under the treatment for sever CARDIAC DEFECT / CAJD / REVMI & IVVMI - THROMBOLYSED and NEURO problem due to head injury. His health condition has become worse due to CARDIAC and NEURO problems and he was advised to undergo Cardiac Surgery at the earliest. In this regard, he sent numerous representations to the third respondent and finally, submitted a representation dated 1.6.2016 seeking parole for 15 days to undergo cardiac surgery at Royapettah Government Hospital, Chennai. Since the same was not considered so far, left with no other alternative, the petitioner has come up with the present writ petition for the relief set out earlier.

4. Today, when the matter was taken up for consideration, learned Additional Public Prosecutor submitted that since the petitioner seeks parole to undergo cardiac surgery in the Royapettah Government Hospital, Chennai, his request would be considered favourably and orders would be passed within a week by the third respondent.

5. Recording the said submission made by the learned Additional Public Prosecutor, the present writ petition is disposed of, with a direction to the third respondent to consider the petitioner's representation dated 1.6.2016 seeking parole and take necessary action by providing necessary escort to the petitioner so as to enable him to undergo cardiac surgery in the Royapettah Government Hospital, Chennai, within a period of one week from the date of receipt of a copy of this

order and communicate the same to the petitioner forthwith. No costs.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

sbi

To

- 1 The Secretary to Government
Home (Prison IV) Department Fort. St.
George Chennai - 9
- 2 The Additional Director
General of Prisons Thalamuthu Natarajan
maaligai 2nd Floor Gandhi Irwin Road
Egmore Chennai - 8
- 3 The Superintendent of
Central Prisons Central Prison-1 [Convict]
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(In duplicate for communication to the detenu)

+1 cc to Mr.B.Nambiselvan Advocate sr 2408/16

W.P.No.491 of 2017

aa11/01/2017

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