

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.03.2017

CORAM

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU  
and  
THE HONOURABLE DR.JUSTICE ANITA SUMANTH

H.C.P.No.658 of 2016

Dhuriyothanan @ Deivabalan

... Petitioner

vs.

1. The state of Tamil Nadu  
Rep by the Principal Secretary to Government,  
Home (Prison - IV) Department,  
Secretariat, Chennai - 600 009.
2. The Additional Director General of Police &  
Inspector General of Prisons  
Gandhi Irwin Road,  
Egmore, Chennai - 600 008.
3. The Superintendent of Prison,  
Central Prison,  
Cuddalore - 4.
4. The Inspector of Police,  
Thaluk Police Station,  
Villupuram.

... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Habeas Corpus to direct the respondents to produce the petitioner namely Dhuriyathanan @ Deivabalan S/o Selvaraj @ Mapillai, Life convict - 8763, aged about 37 years now confined in Central Prison Cuddalore before this Court and to direct the respondents to consider the petitioner immediately as per G.O.Ms.1155 Home (Prison -IV) Department dated 11.09.2008 for premature release and set him at liberty.

For Petitioner : Mr.E.Vijay

For RR1 & 2 : Mr.V.M.R.Rajentren,  
Additional Public Prosecutor

O R D E R  
(The order of the Court was made by S.NAGAMUTHU.,J )

The learned counsel appearing for the petitioner seeks permission of this Court to withdraw this petition and he has also made an endorsement to that effect.

2.In view of the endorsement made by the learned counsel appearing for the petitioner, the habeas corpus petition stands dismissed, as withdrawn however, with liberty to the petitioner to challenge the order of the respondents refusing to extend him the benefit of G.O.Ms.1155 Home (Prison -IV) Department dated 11.09.2008.

Sd/-  
Deputy Registrar

//True Copy//

Sub Assistant Registrar

jbm/raja

To

- 1.The Principal Secretary to Government,  
State of Tamil Nadu  
Home (Prison - IV) Department,  
Secretariat, Chennai - 600 009.
- 2.The Additional Director General of Police &  
Inspector General of Prisons  
Gandhi Irwin Road,  
Egmore, Chennai - 600 008.
- 3.The Superintendent of Prison,  
Central Prison, Cuddalore -4.
- 4.The Inspector of Police,  
Thaluk Police Station, Villupuram.
- 5.The Joint Secretary to Government,  
Public(Law & Order),  
Fort Saint George, Chennai - 9.

+1cc to Mr.E.Vijay, Advocate, S.R.No.18057

H.C.P.No.658 of 2016

SVI (CO)  
CA(17/04/2017)