



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **13.04.2017**

CORAM:

THE HONOURABLE **MR.JUSTICE T.S.SIVAGANAM**

and

THE HONOURABLE **MR.JUSTICE P.VELMURUGAN**

Habeas Corpus Petition (MD) No.303 of 2017

Thangavel

... Petitioner

vs.

1.The State of Tamil Nadu represented by
The Principal Secretary to Government,
Home (Prison) Department,
State of Tamil Nadu,
Secretariat, St.George Fort,
Chennai-9.

2.The Additional Director General of Police/
Inspector General of Prisons,
C.M.D.A.Towers II,
No.1, Gandhi Irvin road,
Egmore, Chennai.

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

... Respondents

Prayer: Habeas Corpus Petition is filed under Article 226 of the Constitution of India praying for a direction to the respondents to produce the petitioner by name Thangavel, Son of Gopal aged about 60 years now lodged and confined at Central Prison, Madurai before this Court and set him at liberty on the basis of the Letter (MS)No.1358, dated 10.11.1994 on humanitarian grounds on completion of 20 years actual imprisonment.

For Petitioner : Mr.R.Alagumani

For Respondents : Mr.C.Mayilvahana Rajendran



ORDER

(Order of the Court was made by **T.S.SIVAGANAM, J.**)

This Habeas Corpus Petition has been filed by the detenu to set him at liberty on the ground that he has completed 20 years of actual imprisonment.

2. Heard the learned Counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondents.

3. What the petitioner seeks is premature. The petitioner's request was placed before the Advisory Board and the Advisory Board has given its recommendations, which was considered by the Government and the Government vide G.O.(D)No.403, dated 09.05.2016 has accepted the recommendations of the Advisory Board and rejected the request of the petitioner for his release.

4. Regarding the same, this Habeas Corpus Petition stands dismissed.

SD/-

ASSISTANT REGISTRAR(C)

/TRUE COPY/

SUB ASSISTANT REGISTRAR

To

- 1.The Principal Secretary to Government,
The State of Tamil Nadu,
Home (Prison) Department,
State of Tamil Nadu,
Secretariat, St.George Fort, Chennai-9.
- 2.The Additional Director General of Police/
Inspector General of Prisons,
C.M.D.A.Towers II,
No.1, Gandhi Irvin road, Egmore, Chennai.
- 3.The Superintendent of Prison,
Madurai Central Prison,
Madurai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC TO MR.R.ALAGUMANI, ADVOCATE, SR NO.52151

ssl/myr

MAS/KP/SAR4:21.04.2017:2P-6C