



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.334 of 2017

Kumar

... 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-8.

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 directing the respondents to produce the detenu by name Kumar, son of Karuppaiah, aged about 40 years now lodged and confined at Central Prison, Madurai before the Hon'ble Court and set him at liberty under Tamil Nadu Prison Rules 1993 and in accordance with law within the time stipulated by this Court.

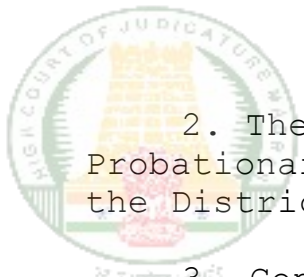
For Petitioner : Mr.R.Alagumani

For Respondents : Mr.C.Mayilvahana Rajendran
Additional Public Prosecutor

O R D E R

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

Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents.



2. The learned Additional Public Prosecutor submitted that the Probationary Officer's report has been received and the report of the District Collector, Madurai is awaited.

3. Considering the facts of the case, we issue the following directions:

(i) The District Collector, Madurai is directed to submit a proper report as called for within a period of four weeks from the date of receipt of a copy of this order;

(ii) On receipt of the report from the District Collector, the respondents are directed to place the matter before the Advisory Board within a period of three weeks thereafter; and

(iii) On receipt of the proposal from the Advisory Board, the Government is directed to take a decision on such proposal within a period of six weeks from the date of receipt of such proposal is received from the Advisory Board.

4. With the above directions, this Habeas Corpus Petition is closed.

SD/-

ASSISTANT REGISTRAR (CO)

/TRUE COPY/

SUB ASSISTANT REGISTRAR

To

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

2. The District Collector, Madurai.

3. The Additional Director General of Police/
Inspector General of Prisons,
C.M.D.A. Towers II, No.1, Gandhi Irwin Road, Egmore, Chennai-8.

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

5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC TO MR. R. ALAGUMANI, ADVOCATE, SR NO. 52161

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MAS/RR/SAR3:26.04.2017:2P-6C

H.C.P. (MD) No. 334 of 2017
13.04.2017