

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.07.2019

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice M. NIRMAL KUMAR

H.C.P. No.48 of 2019

S.Karpagam

... Petitioner

-vs-

The State Rep. By its

1.The Secretary to Government of Tamil Nadu,
Department of Home,
Fort St.George,
Chennai - 600 009

2.The Additional Director General of Prison,
C.M.D.A. Towers,
Egmore, Chennai - 600 008.

3.The Superintendent of Prison,
Central Prison,
Salem.

... Respondents

Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus directing the respondents to release the detenu, M.Saravanan, S/o. Munusamy, life convict prisoner, prematurely, confined at Central Prison, Salem, as per the G.O.(Ms).No.64, dated 01.02.2018.

For Petitioner : Dr.S.Manoharan

For Respondents : Mr.C.Iyyappa Raj
: Addl. Public
Prosecutor

ORDER

[Order of the Court was made by M.M.SUNDRESH, J.]

Seeking a direction to the respondents to release the detenu, M.Saravanan, S/o. Munusamy, life convict prisoner, prematurely, confined at Central Prison, Salem, as per the G.O.

(Ms).No.64, dated 01.02.2018, the present Habeas Corpus Petition has been filed by the wife of the detenu.

2. When the matter is taken up for hearing, the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor for the respondents submitted that the request of premature release has been rejected by passing an order. If that is the case, the life convict will have to challenge the aforesaid order.

3. In view of the above, the Habeas Corpus Petition stands closed by giving liberty to the life convict to challenge the aforesaid order of rejection passed.

Sd/-
Assistant Registrar (CS-VIII)

//True copy//

Sub Assistant Registrar

mmi/ssm

To

- 1.The Secretary to Government of Tamil Nadu,
Department of Home,
Fort St.George,
Chennai - 600 009
- 2.The Additional Director General of Prison,
C.M.D.A. Towers,
Egmore, Chennai - 600 008.
- 3.The Superintendent,
Central Prison,
Salem.
- 4.The Public Prosecutor,
High Court, Madras.

H.C.P. No. 48 of 2019

PPA (CO)
GMY (18/09/2019)