

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 20.06.2019

CORAM

The Honourable Mr.Justice M.M.SUNDRESH
and
The Honourable Mr.Justice M. NIRMAL KUMAR

H.C.P. No.806 of 2019

J.Nazeema

... 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 600008.

3.The Superintendent,
Central Prison-I,
Puzhal, Chennai

.... Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Habeas Corpus, directing the respondents to grant leave for 30 days to the detenu - Jahir @ Kundu Jahir (Convict No.4409), Son of Abibkhan, aged 43 years, who is at present confined in Central Prison-I, Puzhal, Chennai.

For Petitioner : Dr.S.Manoharan

For Respondents : Mr.R.Prathap Kumar, APP
for R1 to R3

ORDER

[Order of the court was made by Justice M.M.SUNDRESH]

The petitioner is the wife of the life convict by name JAHIR @ KUNDU JAHIR. The leave has been sought for on the ground of children's education.

2. The fact that the convict and the petitioner are having

children and age of their children are not in dispute. Considering the above facts and circumstances, we are inclined to grant leave to the convict for a period of three weeks commencing from 10.00 a.m. on 24.06.2019 subject to the usual conditions that can be imposed by the respondents and the convict shall return back to the prison at 05.00 p.m. on 15.07.2019. The respondents shall provide adequate security arrangements including escorts to the convict while he is on leave. We further direct the convict to report before the Inspector of Police, Ukkadam, daily at 10.00 a.m. during the leave period. This Habeas Corpus Petition is disposed of accordingly.

Post this matter on 16.07.2019 for reporting compliance.

kmk

Sd/-

Assistant Registrar (CS VI)

//True Copy//

Sub Assistant Registrar

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 600008.

3.The Superintendent,
Central Prison-I,
Puzhal, Chennai.

4) The Public Prosecutor,
High Court, Madras.

+1cc to Mr.Dr.S.Manoharan, Advocate, SR.No.50424/19

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