

IN THE HIGH COURT OF JUDICIATURE AT MADRAS

DATED : 29.05.2019

CORAM :

THE HON'BLE MR.JUSTICE N.SATHISH KUMAR
and
THE HON'BLE MS.JUSTICE P.T.ASHA

H.C.P.No.1043 of 2019

Lavanya

Petitioner

Vs

1. The Government of Tamil Nadu
Rep. By its Secretary to Government
Home (Prison IV) Department
Fort St. George
Chennai - 9
2. The Additional Director General of Prisons
Thalamuthu Natarajan Maaligai
2nd Floor, Gandhi Irwin Road
Egmore
Chennai - 8
3. The Superintendent of Central Prison
Vellore -2.

Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, seeking to issue a Writ of Habeas Corpus, directing the respondents herein to produce the detainee V.Senthil Kumar, Life Convict No.24027, detained at Central Prison, Vellore before this Court and direct the respondents to grant PAROLE to the detainee for a period of 30 days without police escort in pursuant to petitioner's representation dated 10.05.2019.

For Petitioner : Mr.B.Nambi Selvan

For Respondents : Ms.P.Kritika Kamal
Government Advocate (Criminal Side)

O R D E R

(Order of the Court was made by N.SATHISH KUMAR,J.)

The petitioner, who is the wife of a Life Convict, namely V.Senthil Kumar, (Life Convict No.24027) has filed this

Habeas Corpus Petition seeking a direction to the respondents herein to grant Parole to the detainee for a period of 30 days without police escort, pursuant to her representation dated 10.05.2019.

2. Ms.P.Kritika Kamal, learned Government Advocate (Criminal Side) takes notice for the respondents. By consent on either side, this matter has been taken up for final disposal at the admission stage itself.

3. Heard both sides and perused the materials available on record.

4. A perusal of the records would show that the husband of the petitioner, namely, V.Senthil Kumar has been undergoing life sentence at Central Prison, Vellore in connection with the Sessions Case No.126 of 2006 dated 17.12.2007, for the offences under Sections 302 r/w 34, 201 and 392 of IPC.

5. The petitioner has come up with this petition seeking to grant parole for a period of one month on the ground that he has to admit his children in School and also to perform his sister's marriage.

6. Considering the facts and circumstances, the respondents are directed to consider the petitioner's representation dated 10.05.2019 and pass order granting Leave as per Tamil Nadu Suspension of Sentence Rules on merits. Such order shall be passed within a period of one week from the date of receipt of this order.

7. With the above direction, the Habeas Corpus Petition is allowed.

Sd/-

Assistant Registrar (VO)

//True copy//

Sub Assistant Registrar

vrn/sri

To

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

2. The Additional Director General of Prisons
Thalamuthu Natarajan Maaligai
2nd Floor, Gandhi Irwin Road
Egmore, Chennai - 8

3. The Superintendent of Central Prison
Vellore -2.

4. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.B.Nambi Selvan, Advocate SR.No.44348

H.C.P.No.1043 of 2019

NMI (CO)
GMY (30/05/2019)



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