

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 10..07..2019
CORAM

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

Habeas Corpus Petition No.1356 of 2019
Srinivasan

... Petitioner/Father of the Detenu
-Versus-

1.State Rep. by
Secretary to Government,
Home Department,
Fort St. George,
Chennai 600009.

2.The Superintendent,
Central Prison,
Puzhal-1, Chennai.

... Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Habeas Corpus, to grant Parole for a Period of 30 days to Petitioner son, the Detenu (Prisoner) namely Appu @ Rajendran, Son of Srinivasan, residing at Door No.57/3, Mettu Street, Thottapalayam, Vellore, Vellore District, who is now confined in Central Prison, Puzhal-1, Chennai, as CT 6817 AB-1, to attend to his ailing mother.

For Petitioner : Mr.S.Shanmugha Velayutham,
Senior Counsel for
Mr.Vijayaraghavan T.

For Respondents : Mr.C.Iyyapparaj, APP for RR1
and 2

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ORDER

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

The petitioner is the father of the convict. Ordinary Leave is sought for on the premise that the mother of the convict, who is incidentally, the wife of the petitioner, is suffering from renal disease and she would like to spend some time with her son.

2. Heard both sides.

3. As the ailment of the mother of the convict is not in dispute coupled with the fact that the convict has not sought for ordinary leave on the earlier occasions, we are inclined to direct the respondents to grant leave to the convict for 30 days commencing from 12.07.2019 subject to the usual conditions that can be imposed by the respondents. The convict shall be released from the prison at 10.00 a.m. on 12.07.2019 and that the convict shall return back to the prison at 05.00 p.m. on 10.08.2019. The 2nd respondent shall provide necessary escort to the convict from the Central Prison from the time he leaves the prison and till such time he is taken back to the Central Prison, on the said date and time as ordered by this court. This Habeas Corpus Petition is disposed of accordingly with the above directions.

The Registry is directed to list this matter on 13.08.2019 for reporting compliance.

Sd/-

Assistant Registrar(imp cell)

//True Copy//

Sub Assistant Registrar

kmk
To

1.The Secretary to Government, Home Department,
Fort St. George, Chennai 600009.

2.The Superintendent, Central Prison, Puzhal-1, Chennai.

+1cc to Mr.Vijayaraghavan T , Advocate SR.No. 57880

H.C.P.No. 1356 of 2019

A.SK(11/07/2019)

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