

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.10.2019

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice RMT. TEEKAA RAMAN

H.C.P. No. 2109 of 2019

Shabana Ashmi

... Petitioner

-vs-

- 1.State Represented by its
Home Secretary to the Government of Tamil Nadu,
St. George Fort,
Chennai - 600 009.
 - 2.The Director General of Police,
No.1, Dr. Radhakrishnan Salai,
Mylapore, Chennai.
 - 3.The Commissioner of Police,
Chennai City,
No.132, Commissioner Office Building,
E.V.K.Sampath Salai,
Vepery, Chennai.
 - 4.The Superintendent,
Central Puzhal Prison- II,
Puzhal,
- ... Respondents

Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus permit the petitioner's husband Thameem Ansari, Male, aged 50 years, son of Sathar to admit in any private hospital for further treatment for Breakthrough Seizure/CPS (TVS ET) disorder who is confined at Central Prison, Puzhal II, Chennai.

For Petitioner : Mr.S.Senthilvel

For Respondents : Mr.R.Prathap Kumar
: Addl. Public Prosecutor

ORDER

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

The petitioner seeks ordinary leave for her husband who is undergoing incarceration on the ground of continuation of Breakthrough Seizure/CPS disorder.

2. In the affidavit filed by the fourth respondent, it has been stated that the complaint regarding seizure is no longer in existence as of now. Reliance has been made on the report of the Professor of Medicine, Government Stanley Medical College and Hospital, Chennai dated 02.10.2019 in this regard. Though the detenu has suffered abdomen pain and fever, he was accordingly treated as Out Patient. Even the said ailment is under control.

3. From the above, we do not find any need for allowing this petition. Accordingly, the Habeas Corpus Petition stands closed. However, in the event of any medical need such as seizure, this order will not stand in the way of the petitioner filing appropriate petition.

Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

mmi/ssm

To

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

2.The Director General of Police,
No.1, Dr. Radhakrishnan Salai,
Mylapore, Chennai.

3.The Commissioner of Police,
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Vepery, Chennai.

4.The Superintendent,
Central Puzhal Prison- II,
Puzhal,

5.The Public Prosecutor,
High Court, Madras.

+lcc to M/s.S.Senthilvel, Advocate Sr.90115

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srg 06/12/2019



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