

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.10.2019

CORAM

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P.No.28532 of 2019

S.Alamelu

...Petitioner

Vs.

1.The State of Tamilnadu,
represented by its Secretary,
Home Department,
Fort St.George, Chennai- 600009.

2.The Superintendent of Prison,
ATT Colony, Gandhipuram,
Coimbatore-641 018.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus directing the second respondent to grant one month leave to the petitioner husband namely Sengottaiyan, S/o.Chinnapaiyan, (Prisoner No.CT19310) confined in Central Prison at Coimbatore for giving heart treatment to the petitioner husband.

For Petitioner : Mr.S.Ramajayam

For Respondents : Mr.C.Iyyapparaj
Additional Public Prosecutor

O R D E R

This writ petition has been filed seeking direction, directing the second respondent to grant one month leave to the petitioner's husband namely Sengottaiyan, S/o.Chinnapaiyan, (Prisoner No.CT19310) confined in Central Prison at Coimbatore for giving heart treatment to the petitioner husband.

2.The learned Additional Public Prosecutor states that since the petitioner's husband / detainee has already undergone three years of imprisonment after the conviction, he would be entitled for ordinary leave for a period of one month.

3.Recording the submission of the learned Additional Public Prosecutor, the petitioner is granted liberty to approach the second respondent herein seeking for leave for a period of 30 days and on receipt of such a representation, the second respondent shall ensure that positive orders are passed permitting the petitioner to go on leave. Such orders shall be passed preferably on the same day on receipt of the petitioner's representation.

4.With the above observation, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

pnn

To

1.The Secretary,
State of Tamilnadu,
Home Department,
Fort St.George, Chennai- 600009.

2.The Superintendent of Prison,
ATT Colony, Gandhipuram,
Coimbatore-641 018.

+1cc to Mr.S.Ramajayam, Advocate sr.84939

W.P.No.28532 of 2019

nr 05/11/2019