



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.03.2019

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

and

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

H.C.P. (MD) No.216 of 2019

Bagavathi

... Petitioner

-vs-

1.The State of Tamil Nadu, Rep. By
The Principal Secretary to Government
Home Prohibition & Excise Department
Fort St.George, Secretariat
Chennai-9

2.The Additional Director General of Police /
Inspector General of Prisons
C.M.D.A.Towers II
No.1, Gandhi Irvin Road
Egmore, Chennai-8

3.The Superintendent of Prison
Madurai Central Prison
Madurai District

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus directing the respondents to release the petitioner's husband namely Samuvel son of Sirvan, aged about 45 years, now confining at Madurai central prison under premature release on the basis of the G.O.Ms.No.64, Home (Pri IV) Department, dated 01.02.2018 and by considering representation submitted by the petitioner dated 13.02.2019 within the time stipulated by this Court.

For Petitioner : Mr.R.Alagumani

For Respondents : Mr.K.Dinesh Babu

Additional Public Prosecutor

O R D E R

[Order of the Court was made by B.PUGALENDHI, J.]

It is the case of the petitioner that her husband Samuvel, son of Sirvan, life convict No.5704, lodged in Central Prison, Madurai, would be entitled to the benefits of G.O.Ms.No.64, Home (Prison-IV) Department, dated 01.02.2018. In this regard, it is submitted by the petitioner that she has sent a representation to the respondents by Post, on 13.02.2019, but to no avail.



2. Be that as it may, this Court directs the respondents to consider the case of the detenu and if he is entitled to the benefits of the above said Government Order, the same may be extended to him, in accordance with law.

3. With the above direction, the habeas corpus petition is disposed of.

Sd/-

Assistant Registrar (W)

/ True Copy /

Sub Assistant Registrar(CS)

To:

- 1.The Principal Secretary to Government,
Home Prohibition & Excise Department,
Fort St.George, Secretariat,
Chennai-9.
- 2.The Additional Director General of Police /
Inspector General of Prisons,
C.M.D.A.Towers II,
No.1, Gandhi Irvin Road,
Egmore, Chennai-8.
- 3.The Superintendent of Prison,
Madurai Central Prison,
Madurai District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

H.C.P. (MD) No.216 of 2019

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