

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.02.2020

CORAM

THE HONOURABLE MR.JUSTICE R.SUBBIAH
and

THE HONOURABLE MR.JUSTICE R.PONGIAPPAN

H.C.P.No.439 of 2020

Silambarasan
S/o.Nakkeeran

... Petitioner

Vs

1.The Additional Director General of Prisons,
Egmore, Chennai - 600008.

2.The Superintendent of Prison,
Central Prison, Trichy.

.... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus directing respondents to release the detenu viz., S.Panchanathan S/o.Singaiya Devar (Convict Prisoner No.20222) to be granted parole for a period of 90 days.

For Petitioner : Mr.N.R.Elango, senior counsel
for Ms.Aruna Elango
For Respondents : Mr.R.Prathap Kumar
Additional Public Prosecutor

ORDER

[Order of this Court was made by R.SUBBIAH, J]

Petitioner is the grandson of the life convict, viz., S.Panchanathan, aged 76, S/o.Singaiya Devar, (Convict Prisoner No.20222) and has filed the present petition seeking a direction to respondents to grant parole for 90 days to the life convict.

2. Heard learned senior counsel for petitioner and learned Additional Public Prosecutor appearing for respondents.

3. Learned senior counsel for petitioner submits that the life convict is affected with severe arthritis and skin disease infection and his wife is a chronic diabetic and heart patient. Petitioner submitted a representation to second respondent seeking parole to the life convict for taking care of his wife and to take steps to settle the debts. Since no action was

taken, the present petition has been filed seeking the aforesaid relief.

4. Learned Additional Public Prosecutor appearing for respondents produced the report of the Probation Officer, in which, it is stated that the life convict may be granted parole.

5. This Court, considering the genuine reason for seeking parole, is of the view that leave could be granted to the petitioner's grandfather/life convict for a period of one month. Accordingly, this Court directs as follows:

- (a) Respondents are directed to release the life convict viz., S.Panchanathan, aged 76, S/o.Singaiya Devar, (Convict Prisoner No.20222), now confined at Central Prison, Trichy, on parole for a period of one month i.e., 05.03.2020 to 02.04.2020.
- (b) The life convict shall be released on 05.03.2020 at 10.00 a.m. and he shall be brought back to the Central Prison, Trichy, on 02.04.2020 at 05.00 p.m.
- (c) The life convict is directed to report before the Paravakkottai Police Station daily at 05.00 p.m. during the period of leave.

6. The Habeas Corpus Petition is disposed of with the above direction.

Post 'for reporting compliance' on 07.04.2020.

Sd/-

Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

- 1.The Additional Director General of Prisons, Egmore, Chennai - 600008.
- 2.The Superintendent of Prison, Central Prison, Trichy.
- 3.The Public Prosecutor, High Court, Madras.
- 4.The Inspector of Police, Paravakkottai Police Station, Thiruvarur.

+1cc to M/s.E.Raj Thilak, Advocate Sr.No.18585

AKM/03.03.2020 /2P-6C/

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