

**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

**DATED : 23.07.2020**

**CORAM :**

**THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN**

**AND**

**THE HONOURABLE MS.JUSTICE V.M.VELUMANI**

**H.C.P.No.733 of 2020**

Munni, Female, aged 50 years  
W/o.Harun Basha  
14-4/87, Thirumal street-4  
Coimbatore District  
Coimbatore-641001.  
detenue

.. Petitioner/Wife of the

**Vs**

The State represented by its  
1.The Secretary to Government of Tamil Nadu  
Department of Home  
Fort St. George  
Chennai-600 009.

2.The Additional Director General of Prison  
CMDA Towers  
Egmore, Chennai-600 008.

3.The Superintendent  
Central Prison  
Coimbatore.

.. Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for a issuance of Writ of Habeaus Corpus directing the respondents to grant two months leave without escort to the detenue, Harun Basha, S/o.Magbool Sahib, confined at Central Prison, Coimbatore.

For Petitioner : Ms.Lakshmi  
for Mr.R.Narayanan

For Respondents : Mrs.M.Prabhavathi  
Additional Public Prosecutor

**ORDER**

(Order of the Court was made by N.KIRUBAKARAN.J.,)

The matter is heard through "Video Conferencing".

2.This petition has been filed seeking leave for two months to the petitioner's husband, who has been in life imprisonment for the past twenty years, on medical grounds.

3.Heard the learned counsel appearing for the petitioner as well as the learned

Additional Public Prosecutor appearing for the respondents.

4.The medical report filed before this Court would reveal that the detainee is suffering from COPD-Acute infective Exacerbation Shin Corpulmonale and therefore, he requires treatment. In view of the above, this Court is inclined to grant 21 days leave to the detainee from 24.07.2020 to 13.08.2020. Accordingly, the detainee namely, Harun Basha, S/o.Magbool Sahib, confined at Central Prison, Coimbatore, shall be released from the prison on 24.07.2020 with escort. The Jail Authorities, during the said period, shall provide proper escort to the detainee without demanding any charges for the escort, in order to ensure his safety and security. They shall also impose suitable conditions to that effect and the detainee should also abide by the conditions to be imposed by the authorities concerned. The detainee shall surrender before the prison authorities at 5.00 p.m. on 13.08.2020. Accordingly, this petition is allowed.

For Reporting Compliance, post the matter on 14.08.2020.

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(N.K.K.,J.)

(V.M.V.,J.)

23.07.2020

Index:Yes/No

Internet:Yes/No

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**Note: Issue order copy by today i.e. on 23.07.2020**



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To

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

2.The Additional Director General of Prison  
CMDA Towers  
Egmore, Chennai-600 008.

3.The Superintendent  
Central Prison  
Coimbatore.

4.The Public Prosecutor  
High Court, Chennai.



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**N.KIRUBAKARAN, J.**  
**AND**  
**V.M.VELUMANI, J.**

kj



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**Dated:23.07.2020**

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