

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.03.2021

Coram

The Hon'ble Mr. Justice P.N.PRAKASH
and
The Hon'ble Mr. Justice V.SIVAGNANAM

W.P.No. 1971 of 2021

Sareenbose

.. Petitioner

Vs

The State Rep. by its

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

2.The Superintendent,
Central Prison,
Cuddalore.

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus directing the respondents to consider the representation dated 28.01.2019 and consecutively direct the first respondent to release the life convict prisoner the detenu Abdul Azeez, s/o. Mohammed Gouse, life convict no. 16497 prematurely as per the G.O.Ms.No. 64, dated 01.02.2018 confined at Central Prison, Cuddalore.

For Petitioner :Dr.S.Manoharan

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

ORDER

[Order of the Court was made by V.SIVAGNANAM, J.]

Seeking a direction to the respondents to consider the representation dated 28.01.2019 and consecutively direct the first respondent to release the life convict prisoner Abdul Azeez, Life Convict No. 16497, who is confined at Central Prison, Cuddalore, prematurely as per G.O.Ms.No. 64, dated 01.02.2018, the present writ petition has been filed.

2.It is the case of the petitioner that her brother Abdul Azeez, Life Convict No. 16497, has completed 20 years of actual imprisonment and that he is entitled to the benefits of G.O.Ms.No.64 Home (Prison IV) Department dated 01.02.2018. In this regard, the petitioner has given a representation dated 28.01.2019 to the authorities and the same is pending.

3.Today, Mr.P.Mariselvam, Chief Head Warder, Central Prison, Cuddalore is present.

4.On instructions, learned Additional Public Prosecutor submitted that the representation given by the petitioner has been forwarded by the office of the Director General of Prisons by communication dated 26.08.2019 to the office of the Home Secretary, State of Tamil Nadu and the same is pending.

5.In view of the above, we direct the first respondent to dispose of the representation given by the petitioner within a period of twelve weeks from the date of receipt of a copy of this order.

6.With the above direction, the writ petition stands disposed of. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

mmi

To

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

2.The Superintendent,
Central Prison, Cuddalore.

3.The Public Prosecutor, High Court, Madras.

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PMK (CO)
RG.27.04.2021 (2P/4C)