

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.03.2021

Coram

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

W.P.No. 3617 of 2021

Mohammed Ghouse

.. Petitioner

Vs

The State Rep. by its

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

2.The Superintendent,
Central Prison, Coimbatore.

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus directing the respondents to release the detenu Mohammed Azam, S/o.John Basha, life convict prisoner, Convict No.10709 confined at Central Prison, Kovai, prematurely, as per the G.Os, G.O.Ms.No.1155 Home (Prison IV) Department dated 11.09.2008 and G.O. Ms.No.64 Home (Prison IV) Department dated 01.02.2018.

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 11.01.2018 and to release the life convict prisoner Mohammed Azam, Convict No.10709, who is confined at Central Prison, Coimbatore, 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 his brother Mohammed Azam, Convict No.10709, has completed more than 22 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 11.01.2018 to the authorities and the same is pending.

3.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 in No.43956/PS1/18 dated 15.05.2019 to the office of the Home Secretary, State of Tamil Nadu and the same is pending.

4.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.

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

Sd/-

Assistant Registrar(CS-IV)

//True Copy//

Sub Assistant Registrar

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To

- 1.The Secretary to Government of Tamil Nadu,
Home Department,
Fort St.George, Chennai - 600 009.
- 2.The Superintendent,
Central Prison, Coimbatore.
- 3.The Public Prosecutor,
High Court, Madras.

सत्यमेव जयते

W.P.No. 3617 of 2021

PMK (CO)
CB(27/04/2021)

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