



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 25.06.2021

CORAM

THE HONOURABLE Mr.JUSTICE P.N.PRAKASH
AND

THE HONOURABLE Mr.JUSTICE R.PONGIAPPAN

W.P.No.12094 of 2021

Zaheera Banu

..Petitioner

Vs.

1.The State of Tamil Nadu
Rep. by the Secretary to Government
Home, Prohibition and Excise Department
Secretariat, Chennai-9

2.The Director General of Police &
Inspector General of Prisons
Gandhi Irwin Road
Egmore, Chennai-8

3.The Superintendent of Prison
Central Prison-I
Puzhal, Chennai-66

..Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus, directing the respondents to consider the representation of the petitioner dated 18.05.2021 and grant 30 days ordinary leave to the petitioner's husband viz., Umar Bharukh @ Muhaideen Abdhul Kadhar, S/o.Luthbullah, life convict, aged about 39 years, now confined in Central Prison-1, Puzhal, Chennai-66.

For Petitioner : Mr.P.Pugalenth

For Respondents: Mr.R.Muniyapparaj
Govt. Advocate (Crl.Side)

O R D E R

[Order of the Court was made by P.N.PRAKASH, J.]

It is the case of the petitioner that, her husband viz., Umar Bharukh @ Muhaideen Abdhul Kadhar, is a convict prisoner (CT.No.6045) and is lodged in Central Prison, Puzhal. A leave application dated 18.05.2021, was sent to the respondents



seeking ordinary leave for the said convict prisoner and since the same has not been considered, the present writ petition has been filed.

2. On instructions, the learned Government Advocate (Crl. Side) submitted that the representation dated 18.05.2021 requesting ordinary leave under the Tamil Nadu Suspension of Sentence Rules, 1982, is under active consideration by the authorities and therefore, sought time for disposal of the same.

3. Accepting the aforesaid submission of the learned Government Advocate (Crl. Side), we direct the respondents 2 and 3 to dispose of the petitioner's representation dated 18.05.2021, on merits and in accordance with law within a period of four weeks from the date of receipt of a copy of this order and send a copy of the order to the petitioner as well, serve the same on the convict prisoner in prison.

With the above direction, this writ petition is closed. No costs.

Sd/-
Assistant Registrar(CS-IV)

//True Copy//

Sub Assistant Registrar

gya

To

1.The Secretary to Government
Home, Prohibition and Excise Department
Secretariat, Chennai-9

2.The Director General of Police &
Inspector General of Prisons
Gandhi Irwin Road, Egmore, Chennai-8

3.The Superintendent of Prison
Central Prison-I
Puzhal, Chennai-66

4.The Public Prosecutor
High Court, Madras

W.P.No.12094 of 2021

PL(CO)
RGA(26/07/2021)