

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.06.2021

CORAM

THE HONOURABLE MR.JUSTICE P.N.PRAKASH
and
THE HONOURABLE MR.JUSTICE R.PONGIAPPAN

W.P.No.12397 of 2021

Varalakshmi,
W/o.Sridhar Reddy ... Petitioner

versus

- 1.The Home Secretary,
Home Department,
Secretariat, Fort St.George,
Rajaji Salai, Chennai - 600 009.
- 2.The Additional Director General of Police,
Department of Prisons,
CMDA Tower-II, Gandhi Irwin Road,
Egmore, Chennai - 600 008.
- 3.The Superintendent of Prison,
Central Prison, Vellore.
- 4.The Inspector of Police,
Hudco Police Station,
Krishnagiri District.
- 5.The Inspector of Police,
Bagalur Police Station,
Krishnagiri District. ... Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for a Writ of Mandamus, directing the respondents to consider the petitioner's representation dated 01.06.2021 and grant parole for 30 days to the petitioner's husband namely Sridhar Reddy (Convict Prisoner) aged 41 years, now confined in the Central Prison, Vellore, before this Court and further direct the respondents to consider him immediately for the parole and for consequently orders.

For Petitioner : Mr.M.P.Saravanan
For Respondents : Mr.R.Muniyapparaj
Government Advocate [Crl. Side]

O R D E R

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

This petition has been filed seeking a direction to the respondents to consider the petitioner's representation dated 01.06.2021 and grant parole for 30 days to her husband viz. Sridhar Reddy (Convict Prisoner), who is confined in Central Prison, Vellore.

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate [Crl. Side] appearing for the respondents.

3. At the outset, this Writ Petition seeking leave for 30 days to the Convict Prisoner Sridhar Reddy, is not maintainable inasmuch as the appeal of Sridhar Reddy in Crl.A.No.34 of 2019, is pending before this Court. Only when the appellate remedies are exhausted, the convict prisoner can seek benefits under the Tamil Nadu Suspension of Sentence Rules, 1982.

4. That apart, we have granted interim bail to the Convict Prisoner Sridhar Reddy in Crl.M.P.No.6023 of 2021 in Crl.A.No.34 of 2019 on 04.06.2021, for the purpose of attending his mother's death ceremony till 25.06.2021.

5. In view of the above, this Writ Petition is dismissed. No costs.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

sri
To

1.The Home Secretary,
Home Department,
Secretariat, Fort St.George,
Rajaji Salai, Chennai - 600 009.

2.The Additional Director General of Police,
Department of Prisons,
CMDA Tower-II, Gandhi Irwin Road,
Egmore, Chennai - 600 008.

3.The Superintendent of Prison,
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4.The Inspector of Police,
Hudco Police Station,
Krishnagiri District.

5.The Inspector of Police,
Bagalur Police Station,
Krishnagiri District.

6.The Public Prosecutor,
High Court, Madras.

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pch[col]
srg 05/07/2021



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