



WEB COPY

W.P(MD)No.17796 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.09.2021

CORAM:

THE HONOURABLE MR.JUSTICE V. BHARATHIDASAN

and

THE HONOURABLE MRS.JUSTICE J.NISHA BANU

W.P. (MD) .No.17796 of 2021

A.Dhanalakshmi

... Petitioner

-VS-

1. The DIG of Prison,
Vellore Range,
Central Prison Campus,
Vellore.

2.The Superintendant,
Central Prison,
Cuddalore.

... Respondents

PRAYER : Petition is filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondents to extend the parole from 30.09.2021 to 09.10.2021 for the petitioner's husband D.Alagar @ Valarntha Alagar S/o.Dharmaraj L.Ct.No.16749, a Life Convict, at present admitted in Vinayagam Laser Hospital, Madurai, whose surgery for "haemorrhoids (piles)" disease is scheduled on 28.09.2021, on the basis of her email representation, dated 27.08.2021 and postal representation dated 28.08.2021.

For Petitioner : Mr.V.Santhakumaresan
For Respondents : Mr.S.Ravi
Addl.Public Prosecutor

O R D E R

(Order of the Court was made by V. BHARATHIDASAN, J.)

The Writ Petition has been filed seeking extension of ordinary leave granted to the petitioner's husband.

2. Earlier, on the application filed by the petitioner, the jail authority has granted 30 days ordinary leave, to the petitioner's husband, by an order dated 24.08.2021. Subsequently, a writ petition was filed by the petitioner, seeking extension of leave. This Court, by an order dated 23.09.2021, has granted one week time and directed the petitioner's husband to appear before the jail authority on or before 30.09.2021, considering the medical ground.



3. Once again, the present writ petition has been filed by the petitioner seeking a further extension of leave to her husband.

4. In the earlier order, we have clearly mentioned that the leave has been extended only on medical ground and the petitioner cannot seek for further extension and we also made it clear that further extension will not be granted. In the above circumstances, the present writ petition for extension of leave is not maintainable and the same is liable to be dismissed. If the petitioner's husband requires any leave, it is always open to the petitioner to approach the concerned authority for appropriate relief.

5. However, considering the above circumstances, the petitioner is directed to surrender before the jail authority on or before 02.10.2021, at 5.00 p.m.

6. With the above observation and directions, the Writ Petition stands dismissed. No costs.

Sd/-

Assistant Registrar(T & P)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

mpk

Note :

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.

To

1.The DIG of Prison, Vellore Range,
Central Prison Campus, Vellore.

2.The Superintendent,Central Prison,Cuddalore.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER MADE IN

W.P. (MD) .No.17796 of 2021

30.09.2021

TR/SKN(30.09.2021) 2P 4C

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