



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.04.2022

Coram

THE HONOURABLE MR. JUSTICE P.N.PRAKASH
and
THE HONOURABLE MR. JUSTICE A.A.NAKKIRAN

H.C.P.No.2666 of 2019
and
Crl.M.P.No.17694 of 2019

N.Visalakshi
W/o.P.Nagendran

.. Petitioner

Vs.

- 1.The State of Tamil Nadu
represented by its
Principal Secretary to Government,
Home [Prison] Department,
Tamil Nadu Government Chief Secretariat,
Fort Saint George, Chennai - 600 009.
- 2.The Additional Director General of Police/
IG of Prisons,
CMDA, Towers II, No.1,
Gandhi Irvin Road, Egmore,
Chennai - 600 008.
- 3.The Superintendent,
Central Prison - I,
Puzhal, Chennai.

.. Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus directing the respondents to produce the detenu P.Nagendran s/o.Ponnusamy, aged about 47 years, Convict No.1236, now confined at Central Prison, Puzhal, Chennai and shifting solitary confinement to "A" class by considering the petitioner's representation dated 18.11.2019.

For Petitioner :Mr.Ilayaraja Kandasamy

For Respondents:Mr.R.Muniyapparaj
Additional Public Prosecutor



ORDER

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

WEB COPY This petition has been filed seeking a direction to the respondents to produce the convict prisoner P.Nagendran s/o.Ponnusamy, aged about 47 years, Convict No.1236, now confined at Central Prison, Puzhal, Chennai and consequently, shift the solitary confinement of the convict prisoner to "A" class by considering the petitioner's representation dated 18.11.2019.

2. In the light of the law laid down by the Hon'ble Supreme Court in The Home Secretary (Prison) and others Vs. H.Nilofer Nisha¹, the present petition is not maintainable.

Therefore, this Habeas Corpus Petition is closed with liberty to the petitioner to work out his remedy in the manner known to law. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS-IX)

//True copy//

Sub Assistant Registrar

gm

To

1.The Principal Secretary to Government,
Home [Prison] Department,
Tamil Nadu Government Chief Secretariat,
Fort Saint George, Chennai - 600 009.

2.The Additional Director General of Police/
IG of Prisons,
CMDA, Towers II, No.1,
Gandhi Irvin Road, Egmore,
Chennai - 600 008.

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

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4.The Public Prosecutor,
High Court, Madras.

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SKM(CO)
GMY (27/04/2022)