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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Wednesday, the First day of June Two Thousand and Twenty Two
PRESENT

The Hon`ble Dr.Justice G.JAYACHANDRAN
and

The Hon`ble Mr.Justice R.VIJAYAKUMAR

CRL MP(MD) No.6090 of 2022

IN

HCP(MD) No.460 of 2022

SINDHU

... PETITIONER/WIFE OF THE DETENUE

Vs

1 THE PRINICIPAL SECRETARY TO GOVERNMENT,
HOME PROHIBITION AND EXCISE DEPARTMENT,
SECRETARIAT, CHENNAI-600 009

2 THE DISTRICT COLLECTOR AND DISTRICT MAGISTRATE,
O/O. THE DISTRICT COLLECTOR AND DISTRICT MAGISTRATE,
THOOTHUKUDI, THOOTHUKUDI DISTRICT.

3 THE SUPERINTENDENT OF PRISON
CENTRAL PRISON, PALAYAMKOTTAI,
TIRUNELVELI DISTRICT.

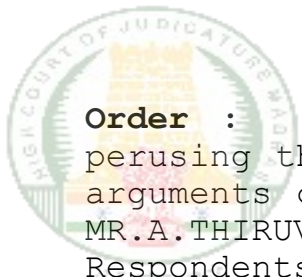
4 THE INSPECTOR OF POLICE
THOOTHUKUDI CENTRAL POLICE STATION,
THOOTHUKUDI DISTRICT.

... RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the petition filed therewith the High Court may be pleased to pass an interim direction by directing the Respondent No.3 to grant emergency leave for a period of one week from 05/06/2022 to 12/06/2022 to the petitioner's husband namely Imran Khan Son of Shajahan, now confined at the Central Prison, palayamkottai to attend and arrange money for his younger sister's marriage which is going to be held on 08.06.2022 by considering my representation dated 12.05.2022 within a stipulated time that may be fixed by this Hon'ble Court.

Prayer in HCP(MD) No.460/ 2022 :

To issue a Writ of Habeas Corpus or any other Writ or Direction calling for the entire records connected with the detention order in H.S.(M) Confdl.No.11/2022 dated 12.01.2022 on the file of the Respondent No.2 and quash the same as illegal and direct the Respondents to produce the body or person of the Petitioner's husband, namely, Imran Khan aged about 27 years son of Shajahan, now confined at Central Prison, Palayamkottai before this Hon'ble Court and set him at liberty forthwith.



Order : This petition coming up for orders on this day, upon perusing the petition filed in support thereof and upon hearing the arguments of M/S.HENRI TIPHANGE, Advocate for the petitioner and of MR.A.THIRUVADI KUMAR, Additional Public Prosecutor on behalf of the Respondents the court made the following order:-

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(Order of the Court was made by DR.G.JAYACHANDRAN,J.)

The husband of the petitioner, namely Imrankhan, is detained preventively under Act 14 of 1982 and Habeas Corpus Petition is also pending. While so, this Criminal Miscellaneous Petition is filed seeking emergency leave for a period of one week from 05.06.2022 to 12.06.2022, in view of the arrangement for his younger sister's marriage. The husband of the petitioner being a preventive detainee, the provisions for seeking emergency leave is not applicable and the Miscellaneous Petition is not maintainable.

2.Hence, this petition is dismissed.

sd/-

01/06/2022

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/ /2022

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE PRINCIPAL SECRETARY TO GOVERNMENT,
HOME PROHIBITION AND EXCISE DEPARTMENT, SECRETARIAT,
CHENNAI-600 009
 - 2 THE DISTRICT COLLECTOR AND DISTRICT MAGISTRATE,
O/O. THE DISTRICT COLLECTOR AND DISTRICT MAGISTRATE,
THOOTHUKUDI, THOOTHUKUDI DISTRICT.
 - 3 THE SUPERINTENDENT OF PRISON, CENTRAL PRISON, PALAYAMKOTTAI,
TIRUNELVELI DISTRICT.
 - 4 THE INSPECTOR OF POLICE, THOOTHUKUDI CENTRAL POLICE STATION,
THOOTHUKUDI DISTRICT.
 - 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1 CC to M/s.R.KARUNANIDHI, Advocate (SR-5110[I] dated 01/06/2022)

ORDER IN

CRL MP(MD) No.6090 of 2022
IN HCP(MD) No.460 of 2022
Date :01/06/2022

RS/JM/SAR.4 (02.06.2022) 2P-7C

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