



W.P.No.18022 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.06.2023

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR
and

THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

W.P.No.18022 of 2023

Lakshmi Leela
W/o.Senthil

.. Petitioner

Vs.

The State represented by its

1. The Secretary to Government of Tamil Nadu
Department of Home
Fort St.George
Chennai-600 009.
2. The Deputy Inspector General of Prison
Vellore Range
Vellore - 632 002.
3. The Superintendent
Cuddalore Central Prison
Cuddalore - 607 004.

..Respondents

Petition filed under Article 226 of the Constitution of India praying writ of mandamus to direct the respondents to grant ordinary leave for 3 months without escort to the detenu, Senthil, son of Subbiah, aged about 45 years, convict No.13677, detained at Central Prison, Cuddalore.

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For Petitioner : Ms.K.Dheepakshi
For Respondents : Mr.E.Raj Thilak
Additional Public Prosecutor

ORDER

[Order of the Court was made by M.SUNDAR, J.,]

Captioned writ petition has been filed by spouse of convict prisoner (Convict No.13677) now lodged in Cuddalore Central Prison, Cuddalore complaining that a 'representation dated 03.04.2023' [hereinafter 'said representation' for the sake of convenience and clarity] given by writ petitioner seeking 3 months leave for convict prisoner remains unattended. To put it differently, inaction qua said representation is the basis on which captioned writ petition with a mandamus prayer has been filed.

2. Issue notice.

3. Mr.E.Raj Thilak, learned State Additional Public Prosecutor accepts notice for all three respondents and submits, on instructions, that said representation of writ petitioner was disposed of on 10.04.2023. Learned Prosecutor also submits that this '10.04.2023 proceedings of third respondent (proceedings bearing reference No.6178/tha.ku.2/2023)' [hereinafter 'said order' for the sake of convenience and clarity] has been

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4. We also notice that the captioned writ petition has been presented in this Court on 12.06.2023 complaining of inaction qua said representation.

Now that the said representation has been considered and disposed of, we deem it appropriate to drop the curtains on the captioned writ petition albeit preserving all the rights and contentions of the petitioner and / or anyone concerned for convict prisoner to assail the said order in a manner known to law.

5. Captioned Writ Petition is disposed of as closed albeit preserving all the rights and contentions in the aforesaid manner. There shall be no order as to costs.

(M.S.,J.)

(R.S.V.,J.)

20.06.2023

Index : Yes

Speaking / Non-speaking order

Neutral Citation : Yes / No

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To

1. The Secretary to Government of Tamil Nadu
Department of Home
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Chennai-600 009.
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Vellore Range
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3. The Superintendent
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4. The Public Prosecutor
High Court, Madras.



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M.SUNDAR, J.,
and
R.SAKTHIVEL, J.,

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