



Cont.P.(MD).No.1212 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 04.08.2023

CORAM

**THE HON'BLE MR JUSTICE M.S.RAMESH
AND
THE HON'BLE MR JUSTICE M.NIRMAL KUMAR**

Cont.P.(MD).No.1212 of 2023
in
W.P.(MD).No.27274 of 2022

Samuel

.. Petitioner / Petitioner

Vs.

K.Phanindra Reddy I.P.S,
The Principal Secretary,
Home (Prison) Department,
Fort St.George,
Chennai – 600 009.

.. Contemnor/Respondent No.1

PRAYER: Contempt Petition filed under Section 11 of the Contempt of Court Act, to initiate contempt proceedings against the Contemnor/Respondent No.1 for his willful disobedience of the order of this Court in W.P.(MD).No.27274 of 2022 dated 02.12.2022 and punish him under the Contempt of Court Act.



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For Petitioner : Mr.R.Alagumani
For Respondent : Mr.A.Thiruvadikumar,
Additional Public Prosecutor

ORDER

(Order of the Court was made by M.S.RAMESH,J.)

The order of the co-ordinate Bench of this Court passed in W.P.(MD).No.27274 of 2022 dated 02.12.2022 was a direction to the first respondent to consider the petitioner's representation dated 24.11.2022 within a period of six weeks. Stating that the order has not been complied with, the present Contempt Petition has been filed.

2. Today, when the matter was called, the learned Additional Public Prosecutor appearing for the respondent, produced a copy of G.O(D)No.644 Home (Prison-IV) Department, dated 07.06.2023, whereby, the petitioner's representation was considered in accordance with the directions given in W.P.(MD).No.27274 of 2022 and rejected.



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3. As such, the disobedience alleged cannot be termed to be willful in nature. If the petitioner is aggrieved against the order of rejection and intends to challenge the same, liberty is hereby granted to him to workout his remedies in accordance with law. Accordingly, the Contempt Petition stands closed.

(M.S.R.,J.) (M.N.K.,J.)
04.08.2023

NCC : Yes / No
Index : Yes / No
Lm

To

- 1.The Principal Secretary,
Home (Prison) Department,
Fort St.George,
Chennai – 600 009.
- 2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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