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W.M.P.No.1679 of 2024
in W.P. No.31417 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 29.01.2024

CORAM :

THE HONOURABLE MR. JUSTICE M.S.RAMESH

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

W.M.P.No.1679 of 2024
in W.P. No.31417 of 2023

Afsath Bibi

...Petitioner

Vs.

The State represented by its

1. The Secretary to Government of Tamil Nadu,
Depart of Home,
Fort St. George, Chennai 600 009.

2. The Superintendent
Central Prison, Coimbatore.

... Respondents

Prayer :- Writ Miscellaneous Petition filed under Article 226 of the Constitution of India, praying to extend the Interim Bail granted to the detenu, S.A. Nawab Khan, S/o. Abdul Rahmaan, aged about 54 years, convict No.10663, detained at Central Prison, Coimbatore, in W.M.P. No.31036 of 2023 in W.P.No.31417 of 2023, dated 01.11.2023, from 03.02.2024 until the disposal of the above Writ Petition.



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For Petitioner : Mr.S. Manoharan
For Respondents : Mr.E. Raj Thilak
Additional Public Prosecutor

ORDER

[Order of the Court was made by SUNDER MOHAN, J.]

This petition has been filed to extend the interim bail granted to the detenu, S.A. Nawab Khan, S/o. Abdul Rahmaan, aged about 54 years, convict No.10663, confined at Central Prison, Coimbatore, in W.M.P. No.31036 of 2023 in W.P.No.31417 of 2023, order dated 01.11.2023, from 03.02.2024 until further orders.

2. Admittedly, the petitioner's request for premature release of the detenu was considered favourably by the State Government based on the recommendation of the Hon'ble Justice Thiru.N.Authinathan Committee and orders have been obtained from the Hon'ble Chief Minister and also circulated to the Hon'ble Governor.



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3. This Court, by order dated 01.11.2023, already granted interim bail to the detenu for a period of three months since premature release process was on its last limb based on the orders passed by the Hon'ble Supreme Court in the case of ***Sikkander vs. The State and others, Special Leave to Appeal (Crl.) No.12784 of 2022.***

4. The learned Additional Public Prosecutor submitted that the premature release process is still at the same stage and further orders have not been so far passed.

5. While granting interim bail, this Court had directed the State Authorities to submit a report with regard to the prison inmate before expiry of three months. The learned Additional Public Prosecutor has now produced a report of the Probation Officer, which states that the conduct of the detenu was good during the said period of three months.



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6. In view of the above facts and also taking note of the fact that the interim bail expires on 03.02.2024, we are inclined to extend the interim bail for a period of three months on the same conditions imposed in WMP.No.31036 of 2023. Accordingly, this petition is allowed, by granting interim bail for a period of three months from 03.02.2024.

[M.S.R., J] [S.M., J]
29.01.2024

Note to office:

Issue order copy by 01.02.2024
Upload the order forthwith

bga



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To

1. The Sessions Judge
For Exclusive Trial of Bomb Blast Cases, Coimbatore
2. The Secretary to Government of Tamil Nadu,
Home Department,
Fort St. George, Chennai 600 009.
3. The Superintendent
Central Prison, Coimbatore.
4. The Public Prosecutor,
High Court, Madras

Copy to:-

The Inspector of Police
Ukkadam Police Station
Coimbatore



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M.S.RAMESH, J.
and
SUNDER MOHAN, J.

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29.01.2024