



W.P.No.9252 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.04.2024

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

W.P.No.9252 of 2024

Mrs.Deebika

... Petitioner

Vs.

1.The Government of Tamil Nadu,
Rep. by its Secretary,
Additional Chief Secretary cum Home Secretary,
Home Department,
St.George Fort,
Secretariat, Chennai – 600 009.

2.The Superintendent of Prison,
Special Prison,
Poonnamalle,
Thiruvallur District.

3.The Inspector of Police,
K-8, Arumbakkam Police Station,
Chennai District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India,
praying for the issuance of Writ of Mandamus, directing the 1st and 2nd



W.P.No.9252 of 2024

respondents to grant 7 days ordinary leave to the detenu/husband by name Radha @ Radhakrishnan, convict prisoner to the 2nd respondent, for his child Rashmika Sree's Ear boring & Tonsure function scheduled on 3rd April 2024 and consider her representation dated 21.03.2024.

For Petitioner : Mr.M.Jothikumar
For Respondents : Mr.E.Raj Thilak,
Additional Public Prosecutor
assisted by Mr.C.Aravind

ORDER

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

There is no provision under the Tamil Nadu Suspension of Sentence Rules, 1982, for grant of any kind of leave to a remand prisoner. Admittedly, the petitioner's husband is a remand prisoner who seeks for leave.

2. In view of the above, the prayer sought for in the present Writ



W.P.No.9252 of 2024

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Petition cannot be sustained and accordingly, the Writ Petition stands dismissed. No costs.

[M.S.R., J]

[S.M., J]

25.04.2024

Index: Yes/No
Speaking/Non-speaking order
Internet: Yes/No
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To

1.The Secretary, Additional Chief Secretary
cum Home Secretary,
Government of Tamil Nadu,
Home Department,
St.George Fort,
Secretariat, Chennai – 600 009.

2.The Superintendent of Prison,
Special Prison,
Poonnamalle, Thiruvallur District.

3.The Inspector of Police,
K-8, Arumbakkam Police Station,
Chennai District.

4.The Public Prosecutor,
High Court, Madras.



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W.P.No.9252 of 2024

M.S.RAMESH, J.
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W.P.No.9252 of 2024

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