



W.P.No.11376 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.06.2024

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

W.P.No.11376 of 2024

Devi

... Petitioner

Vs.

1.The Deputy Inspector General of Prisons,
Prison Head Quarters,
Egmore,
Chennai.

2.The Superintendent of Prison,
Central Prison,
Chennai.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Mandamus, directing the respondents to grant ordinary leave for 21 days by considering the representation of the petitioner dated 02.04.2024 and release her husband namely Nagaraj S/o.Pakkirisamy aged about 39 years, Convict Prisoner, Central Prison, Puzhal.



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For Petitioner : M/s.S.Nadhiya
For Respondents : Mr.E.Raj Thilak,
Additional Public Prosecutor
assisted by Mr.C.Aravind

ORDER

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

This Writ Petition has been filed seeking for a Writ of Mandamus directing the respondents to grant ordinary leave for 21 days by considering the representation of the petitioner dated 02.04.2024 and release her husband namely Nagaraj S/o.Pakkirisamy, aged about 39 years, Convict Prisoner from the Central Prison, Puzhal.

2.The learned Additional Public Prosecutor submitted that as per Rule 21(h)(3) of the Tamil Nadu Suspension of Sentence Rules, 1982 r/w Rule 32(A) of the NDPS Act, 1985, the prisoner who has been convicted for the offences under the NDPS Act is ineligible to seek for suspension, remission or commutation of sentence.

3.As such, the present Writ Petition does not deserve any



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consideration and hence, the same stands closed. No costs.

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[M.S.R., J]

[S.M., J]

11.06.2024

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

To

1.The Deputy Inspector General of Prisons,
Prison Head Quarters,
Egmore,
Chennai.

2.The Superintendent of Prison,
Central Prison,
Chennai.

3.The Public Prosecutor,
High Court, Madras.



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