



WEB COPY



W.P.No.32353 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.07.2024

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH
and
THE HONOURABLE MR. JUSTICE SUNDER MOHAN

W.P.No.32353 of 2023

Anisha Banu

... Petitioner

Vs.

1.The State rep. by its
The Home Secretary
Prison Department (IV), St. George Fort
Secretariat, Chennai-600 009

2.The Director General of Prison
Office of Director General of Prison
Gandhi Irwin Road, CMDA Building
Chennai 600 008

3.The Superintendent of Prison
Office of the Superintendent of Prison
Central Prison at Coimbatore
Coimbatore 641 018

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the 1st respondent to prematurely release the convict prisoner / husband of the petitioner namely Mr.Abuthahir, S/o.Mohamed Yaqoob (CT No.10681) aged about 46 years



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in pursuance of the petitioner's representation dated 22.10.2023.

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For Petitioner : Mr.M.Mohamed Saifulla
For Respondents : Mr.A.Gokulakrishnan
Additional Public Prosecutor

ORDER

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

The limited prayer sought for in the present writ petition is to consider the representation of the petitioner dated 22.10.2023 and to direct the 1st respondent to prematurely release the convict prisoner / husband of the petitioner namely Mr.Abuthahir, S/o.Mohamed Yaqoob (CT No.10681).

2. In the counter affidavit filed by the respondents, it is stated that the case of the life convict for a pre-mature release is under consideration in G.O.(Ms) No.430, Home (Prison-IV) Department, dated 11.08.2023 and that they are awaiting notification of the Tamil Nadu Prison Rules, 1983.



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3. In view of the limited prayer sought for, there shall be a direction to the 1st respondent to consider the petitioner's representation dated 22.10.2023 and pass final orders within a period of four (4) weeks from the date of receipt of a copy of this order.

4.This writ petition stands disposed of accordingly.

[M.S.R., J] [S.M., J]
16.07.2024
(5/7)

kas

Index: Yes/No
Neutral Citation

To
The Home Secretary
Prison Department (IV), St. George Fort
Secretariat, Chennai-600 009

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Office of Director General of Prison
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4.The Public Prosecutor,
High Court of Madras,
Chennai 600 104

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