



W.P(MD)No.30749 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.01.2024

CORAM:

THE HONOURABLE MRS.JUSTICE J.NISHA BANU

and

THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN

W.P(MD)No.30749 of 2023

and

W.M.P(MD)No.26422 of 2023

Kanniyammal

... Petitioner

Vs.

- 1.The State of Tamil Nadu, Represented by,
The Principal Secretary,
Home, Prohibition and Excise Department,
State Secretariat, Fort St. George
Chennai – 600 009.
- 2.The Director General of Police/Director General of Prisons and
Correctional Services,
C.M.D.A. Towers II,
No.1, Gandhi Irvin Road,
Egmore,
Chennai.
- 3.The Deputy Inspector General of Prisons,
Madurai Range,
Madurai Central Prison Campus,
New Jail Road,
Madurai District.
- 4.The Superintendent of Prison,
Madurai Central Prison,
Madurai District.

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, seeking for issuance of a Writ of Mandamus to direct the respondents to release the petitioner's son by name Murugan, Son of Senthoor Pandi, aged about 38 years (Life Convict Prisoner No.4886) now confining at Madurai Central Prison under premature release on the basis of the Government Order in G.O.(Ms) No.488, Home (Prison IV) Department dated 15.11.2021 issued by the first respondent or Government Order in G.O.(Ms)No.430, Home (Prison – IV) Department, dated 11.08.2023 issued by the first respondent on the basis of the Advisory Board proceedings in accordance with Rule 341 of the Tamil Nadu Prison Rules 1983 in accordance with law within the time stipulated by this Court.

For Petitioner : Mr.R.Alagumani

For Respondents : Mr.S.Ravi,
Addl. Public Prosecutor

ORDER

J.NISHA BANU, J.

AND

K.K.RAMAKRISHNAN, J.

This writ petition has been filed seeking for a direction to the respondents to release the petitioner's son by name Murugan, Son of Senthoor Pandi, aged about 38 years (Life Convict Prisoner No.4886) now confining at Madurai Central Prison under premature release on the basis of the Government Order in G.O.(Ms) No.488, Home (Prison



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IV) Department dated 15.11.2021 issued by the first respondent or Government Order in G.O.(Ms)No.430, Home (Prison – IV) Department, dated 11.08.2023 issued by the first respondent on the basis of the Advisory Board proceedings in accordance with Rule 341 of the Tamil Nadu Prison Rules 1983 in accordance with law within a stipulated time.

2. When the matter is taken up for hearing today, the learned Additional Public Prosecutor, on instructions, submitted that vide G.O(Ms)No.731 Home (Prison – IV) Department, dated 28.12.2023, the detenu/son of the petitioner is released prematurely and a copy of the said Government Order is also produced before this Court.

3. In view of the same, nothing survives for further adjudication in this writ petition. Accordingly, the writ petition is closed. Consequently, connected miscellaneous petition is closed.

[J.N.B.,J.] & [K.K.R.K.,J.]

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Index :Yes/No

NCC :Yes/No

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To

- 1.The Principal Secretary,
The State of Tamil Nadu,
Home, Prohibition and Excise Department,
State Secretariat, Fort St. George
Chennai – 600 009.
- 2.The Director General of Police/Director General of Prisons and
Correctional Services,
C.M.D.A. Towers II,
No.1, Gandhi Irvin Road,
Egmore,
Chennai.
- 3.The Deputy Inspector General of Prisons,
Madurai Range,
Madurai Central Prison Campus,
New Jail Road,
Madurai District.
- 4.The Superintendent of Prison,
Madurai Central Prison,
Madurai District.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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J.NISHA BANU, J.
AND
K.K.RAMAKRISHNAN, J.

pm

ORDER MADE IN
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05.01.2024