



W.P.No.297 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.02.2025

CORAM :

THE HONOURABLE MR. JUSTICE M.S.RAMESH

and

THE HONOURABLE MR. JUSTICE N.SENTHILKUMAR

W.P.No.297 of 2025  
and W.M.P.No.341 of 2025

Lakshmi

... Petitioner

Vs.

The State represented by its

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

2.The Deputy Inspector General of Prison  
Vellore Range  
Vellore 632 001

3.The Superintendent  
Central Prison Vellore  
Vellore 632 001

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Certiorarified Mandamus, to call for records pertaining to the impugned order bearing No.28189/ta.ku3/2024 dated 23.11.2024 passed by the 3rd respondent and quash the same and



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consecutively direct the 2nd respondent to grant ordinary leave for 28 days without escort to the detenu, Muniraj, S/o.Krishnan, aged about 47 years, Convict No.9780, detained at Central Prison, Salem.

For Petitioner : Mr.M.Ezhilarasu  
For Respondents : Mr.R.Muniyapparaj  
Additional Public Prosecutor  
assisted by Mr.M.Sylvester John

### ORDER

M.S.RAMESH, J.  
AND  
N.SENTHILKUMAR, J.

This Writ Petition has been filed for issuance of Writ of Certiorarified Mandamus, to call for records pertaining to the impugned order bearing No.28189/ta.ku3/2024 dated 23.11.2024 passed by the 3rd respondent and quash the same and consecutively direct the 2nd respondent to grant ordinary leave for 28 days without escort to the detenu, Muniraj, S/o.Krishnan, aged about 47 years, Convict No.9780, detained at Central Prison, Salem.

2. The learned counsel for the petitioner submitted that a representation dated 15.10.2024 was sent to the respondents seeking for a



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grant of 28 days ordinary leave to her son on the ground that the petitioner, who is the mother of the convict prisoner is suffering from many diseases due to her old age, poor eye sight, high blood pressure and kidney problems. The presence of the petitioner is required to make financial arrangement for her medical expenses. The same was rejected by the respondents on the ground that the reasons provided in the representation are not true based on the report of the Probation Officer.

3. Learned Additional Public Prosecutor has produced a report of the Probation Officer dated 20.11.2024, which is not in favour of the life convict and the Probation Officer has stated that the reason for which the petitioner seeks for a grant of ordinary leave for her son is not genuine. The convict's mother is hale and healthy.

4. Even though the Probation Officer in his report has stated that the reasons assigned by the petitioner are not genuine, we are inclined to grant 2 days leave to the convict prisoner to visit his mother with escort.

5. This Writ Petition stands allowed accordingly. The impugned order bearing No.28189/ta.ku3/2024 dated 23.11.2024 passed by the 3rd



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respondent is hereby quashed. Consequently, there shall be a direction to the respondents herein, to grant 2 days ordinary leave “*with escort*” to the life convict namely Mr.Muniraj, S/o.Krishnan, aged about 40 years, Life Convict No.9780, commencing from 20.02.2025 to 21.02.2025, with a condition that the life convict shall report before the jurisdictional Police i.e. Attur Town Police Station, daily at 10.30 a.m. After expiry of the Ordinary Leave, the life convict shall surrender before the Jail Authority on 22.02.2025 before 10.00 a.m. The prisoner shall utilize the leave only for the purpose for which it has been granted and shall not indulge in any other activities.

6. With the above direction, the Writ Petition stands allowed. No costs. Consequently, the connected miscellaneous petition is closed.

[M.S.R, J.]

[N.S, J.]

06.02.2025

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Note: Issue Order Copy on 18.02.2025



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To

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Department of Home  
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Chennai 600 009

2.The Deputy Inspector General of Prison  
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Vellore 632 001

3.The Superintendent  
Central Prison Vellore  
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4.The Public Prosecutor  
High Court of Madras  
Chennai



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