



W.P.No.809 of 2024

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.08.2025

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH

AND

THE HONOURABLE MR. JUSTICE V. LAKSHMINARAYANAN

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Divya

... Petitioner

Vs.

1.The Additional Chief Secretary to the Government,
Home, Prohibition & Excise Department,
Fort St.George, Secretariat,
Chennai – 600 009.

2.The Director General of Police/Director General of Jails,
Tamil Nadu Prison Department,
Whannels Road, Ansari Estate,
Egmore, Chennai.

3.The Superintendent of Prisons,
Central Prison,
Vellore, Vellore District.

4.The District Collector,
Trichy District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India,
praying for the issuance of Writ of Certiorarified Mandamus, calling for the



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records relating to the impugned order of the 4th respondent in No.GS-1691745-2024 dated 02.12.2024 and to quash the same and consequently direct the 4th respondent to provide the A Class facility to the convict/husband of the petitioner namely Vellai Kali @ Kalimuthu, S/o.Shanmugavel (CT-4506) confined at Central Prison, Vellore, forthwith.

(Prayer amended as per the order of this Court dated 20.06.2025 in WMP.No.10310/2025 in WP.No.809/2024)

For Petitioner : Mr.Janarthanan
for Mr.R.Thamarai Selvan

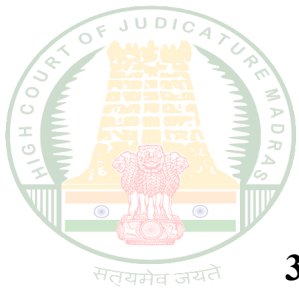
For Respondents : Mr.E.Raj Thilak,
Additional Public Prosecutor

ORDER

(Order of the Court was made by *M.S.RAMESH, J.*)

The petitioner's request to classify her husband namely Vellai Kali @ Kalimuthu, as 'Class A' prisoner has not been recommended by the fourth respondent herein, in his proceedings dated 02.12.2024.

2. Rule 232 of the Tamil Nadu Prison Rules, 2024, empowers the Government to consider such classifications either *suo motu* or on recommendation.



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3. We are of the view that the petitioner can be granted liberty to approach the Government, seeking for such classification. Since we are directing the Government to consider the petitioner's representation, we refrain ourselves from addressing any of the claim that the petitioner has made for entitlement of 'A' Class to her husband/convict prisoner.

4. Accordingly, the petitioner is granted liberty to give a representation to the Secretary to Government, Home and Prison Department, seeking classification for her husband/convict prisoner and on receipt of such representation, the Government shall consider it on its own merits and pass appropriate orders in accordance with law, within a period of three (3) months from the date of receipt of a copy of this order.

5. With the above liberty and direction, this Writ Petition stands disposed of. No costs.

[M.S.R, J.]

[V.L.N, J.]

12.08.2025

Index: Yes/No

Speaking order/Non-speaking order

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M.S.RAMESH, J.
and
V. LAKSHMINARAYANAN, J.

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To

1.The Additional Chief Secretary to the Government,
Home, Prohibition & Excise Department,
Fort St.George, Secretariat, Chennai – 600 009.

2.The Director General of Police/Director General of Jails,
Tamil Nadu Prison Department,
Whannels Road, Ansari Estate,
Egmore, Chennai.

3.The Superintendent of Prisons,
Central Prison, Vellore, Vellore District.

4.The District Collector,
Trichy District.

5.The Public Prosecutor,
High Court, Madras.

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