



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-02-2025

CORAM

THE HONOURABLE MR JUSTICE M.S. RAMESH

AND

THE HONOURABLE MR.JUSTICE N.SENTHILKUMAR

WP No. 4075 of 2025

and W.M.P.No.4577 of 2025

KASHTHURI

W/o.Elavarasn, D.No.2/26,
Sethupillapatti, Thinnanurnadu,
Namakkal-637 411.

Petitioner(s)

Vs

1. The State Rep. By Its
The Deputy Inspector General Of
Prison, Coimbatore Range,
Coimbatore-641 018.

2.The Superintendent,
Coimbatore Central Prison,
Coimbatore 641 018.

Respondent(s)

PRAYER

Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned order bearing No.23711/Tha.Ku.3/2024, dated 17.01.2025 passed by the 2nd respondent and quash the same and consequently direct the respondents to grant ordinary leave for 30 days, without escort to the detainee, Elavarasan, S/o.Kolappandiponnusamy, aged about 30 years, bearing Convict No.22835 and PID No.298377 confined at Central Prison Coimbatore.



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For Petitioner(s): M/s.P.Bakiyaraj

For Respondent(s): Mr.R.Muniyapparaj
Additional Public Prosecutor
assisted by Mr.M.Sylvester John

ORDER

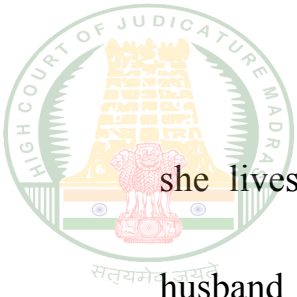
M.S.RAMESH, J.
and
N.SENTHILKUMAR, J.

This writ petition has been filed to call for the records pertaining to the impugned order bearing No.23711/Tha.Ku.3/2024, dated 17.01.2025 passed by the 2nd respondent and quash the same and consequently direct the respondents to grant ordinary leave for 30 days, without escort to the detainee, Elavarasan, S/o.Kolappandiponnusamy, aged about 30 years, bearing Convict No.22835 and PID No.298377 confined at Central Prison Coimbatore.

2. Heard the learned counsel on either side and perused the documents.

3. The petitioner herein seeks for grant of 30 days of ordinary leave,

without escort, on the ground that the petitioner is the wife of the detainee and



she lives alone, without any support and she requires the presence of her

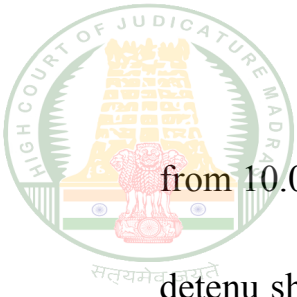
husband to make arrangements for the livelihood of their family. Further, the

detenue has undergone 4 years, 4 months and 4 days of imprisonment.

4.The learned Additional Public Prosecutor produced a copy of the Probation Officer's report dated 20.02.2025, in which, the Probation Officer has recommended for grant of leave as the reasons assigned by the petitioner is said to be true. He would submit that the prisoner is eligible for 21 days of ordinary leave.

5.Considering the fact that the Probation Officer has recommended for grant of leave, we are inclined to grant ordinary leave for a period of 21 days in exercise of our powers under Article 226 of the Constitution of India.

6. Accordingly, the detenue viz., Elavarasan, S/o.Kolappandiponnusamy, aged about 30 years, bearing Convict No.22835 and PID No.298377, is hereby granted ordinary leave for a period of 21 days, without escort, commencing



from 10.00 am on 06.03.2025 to 5 pm of 26.03.2025. On expiry of the leave, the

detenu shall surrender before the prison authorities. During the period of leave,

the prisoner shall report before the Inspector of Police, Valavanthinadu Police

Station, Namakkal, daily at 05.00 p.m. The Convict Prisoner shall utilize the

leave only for the ground on which it has been granted and shall not indulge in

any other activities.

7. Accordingly, the Writ Petition stands allowed. No costs. Consequently, connected miscellaneous petition is closed.

[M.S.R., J] [N.S., J]

27.02.2025

Index: Yes/No

Speaking/Non-speaking order

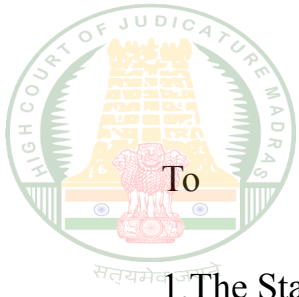
Internet: Yes/No

Neutral Citation: Yes/No

Anu

Note: Issue Order Copy on 05.03.2025

Upload the order copy forthwith



To

1. The State Rep. By Its
The Deputy Inspector General Of
Prison, Coimbatore Range,
Coimbatore-641 018.

2. The Superintendent,
Coimbatore Central Prison,
Coimbatore 641 018.

3. The Inspector of Police,
Valavanthinadu Police Station,
Namakkal

4. The Public prosecutor,
Madras High Court



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