



W.P.No.6724 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.03.2025

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH
AND
THE HONOURABLE MR. JUSTICE N.SENTHILKUMAR

W.P.No.6724 of 2025

GAJENDRA

...Petitioner/brother of the detenue

Vs.

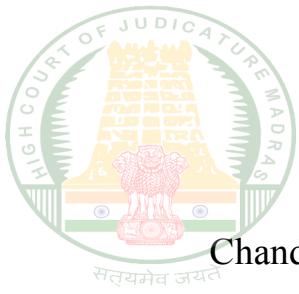
1. The State Rep By Its
The Secretary To The Government Of Tamil Nadu,
Department Of Home,
Fort St. George, Chennai-09.

2.The Deputy Inspector General Of Prison
Coimbatore Range,
Coimbatore- 641 018.

3.The Superintendent
Salem Central Prison,
Salem- 635 007.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India,
praying for the issuance of Writ of Mandamus, to direct the respondents
to grant ordinary leave for 28 days, without escort to the detenue,



W.P.No.6724 of 2025

Chandrasekhar, S/o. Narayanappa, aged about 28 years, confined at central prison, Salem.

For Petitioner : Mr.M.Ezhilarasu

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

ORDER

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

This writ petition has been filed to direct the respondents to grant ordinary leave for 28 days, without escort to the detenue, Chandrasekhar, S/o. Narayanappa, aged about 28 years, confined at central prison, Salem.

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

3. Pending the Writ Petition, the Jail Authorities have granted ordinary leave to the prisoner for a period of 21 days, with escort vide order No.83/2025 dated 13.03.2025.



W.P.No.6724 of 2025

4. Learned counsel for the petitioner would submit that the prisoner is not in a position to afford for leave, with escort in view of his financial status.

5. The Probation Officer, in his report, has stated that the victim's family is not residing near the convict prisoner's residence. As such, we do not find any reason as to why escort shall be provided for the prisoner since there is no threat to his safety. Accordingly, the order passed by the Jail Authorities in No.83/५२2/2025 dated 13.03.2025, granting 21 days of ordinary leave, with escort is modified to leave, without escort commencing from 10.00 am on 27.03.2025 to 5 pm of 16.04.2025. However, there shall be a further condition that the convict prisoner shall report before the Inspector of police, Bagalur Police Station daily 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. All other conditions imposed by the Jail Authorities in the order shall remain in tact.



W.P.No.6724 of 2025

6. Accordingly, the Writ Petition stands allowed. No costs.

WEB COPY

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

19.03.2025

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

Anu

Note: Issue Order Copy on 26.03.2025

Upload the order copy forthwith

To

1.The Secretary To The Government Of Tamil Nadu,
Department Of Home,
Fort St. George, Chennai-09.

2.The Deputy Inspector General Of Prison
Coimbatore Range,
Coimbatore- 641 018.

3.The Superintendent
Salem Central Prison,
Salem- 635 007.

4.The Inspector of Police,
Bagalur Police Station.

5.The Public Prosecutor,
High Court, Madras.



WEB COPY



W.P.No.6724 of 2025

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

Anu

W.P.No.6724 of 2025

19.03.2025