



WEB COPY



Writ Petition Criminal No.465 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.08.2025

CORAM:

THE HONOURABLE MR. JUSTICE **M.S. RAMESH**
AND
THE HONOURABLE MR. JUSTICE **V.LAKSHMINARAYANAN**

Writ Petition Criminal No.465 of 2025 &
WPMP.No.221 of 2025

Sumaiya Banu

... Petitioner

Vs.

1.The Secretary to Government of Tamil Nadu,
Department of Home,
Chennai – 600 009.

2.The Director General Of Prison and
Director General Of Police,
Whannels Road, Ansari Estate,
Egmore, Chennai.

3.The Deputy Inspector General of Police,
Coimbatore Zone,
Coimbatore District.

4.The Superintendent,
Central Prison,
Coimbatore.

... Respondents

PRAYER: Writ Petition Criminal filed under Article 226 of the Constitution of India for the issuance of a Writ of Certiorarified Mandamus to call for the records made in the impugned order in No.4209/TaKu.3/2025 dated 16.05.2025 passed by the fourth respondent, quash the same and consequently, direct the respondents 1, 2 & 4 to consider the representation letter dated 11.03.2025.

For Petitioner : Mr.A.Saranraj



WEB COPY



Writ Petition Criminal No.465 of 2025

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

ORDER

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

This Writ Petition has been filed challenging the impugned order in No.4209/TaKu.3/2025 dated 16.05.2025 passed by the fourth respondent, rejecting the representation of the petitioner for grant of 60 days ordinary leave to her husband / life convict.

2.The learned counsel for the petitioner submitted that the petitioner is in the last stretch of pregnancy and she wishes to have her husband's presence during the delivery of the child and hence, the petitioner has sought for 60 days ordinary leave to her husband/ life convict. He further submitted that the life convict has undergone more than 6 years of imprisonment and therefore, sought for grant of ordinary leave.

3.The learned Additional Public Prosecutor has produced the particulars of the life convict dated 07.08.2025 and the report of the Probation Officer dated 27.03.2025 wherein the Probation Officer has also recommended the grant of 60 days ordinary leave.



Writ Petition Criminal No.465 of 2025

WEB COPY

4. Taking into consideration the report of the Probation Officer as well as the reasons assigned in the affidavit filed in support of this petition, we are inclined to grant 11 days of ordinary leave to the petitioner's husband/life convict, by invoking our powers under Article 226 of the Constitution of India.

5. Accordingly, the impugned order bearing No.4209/TaKu.3/2025 dated 16.05.2025 passed by the fourth respondent, is hereby quashed. Consequently, there shall be a direction to the respondent herein, to grant 11 days ordinary leave **“without escort”** to the petitioner's husband / life convict namely Yasar Arafath, S/o. Jahir Hussain, aged about 35 years, Convict No.22299, PID No.204162, detained at Central Prison, Coimbatore, commencing from **30.08.2025 to 09.09.2025**, with a condition that the life convict shall report before the jurisdictional Police i.e. Melapalayam Police Station, daily at 10.30 A.M. After expiry of the Emergency Leave, the life convict shall surrender before the Jail Authority i.e., **on 09.09.2025 before 05.30 pm**. The life convict 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 Petition stands allowed.



Writ Petition Criminal No.465 of 2025

Consequently, the connected miscellaneous petition is closed. No costs.

WEB COPY

(M.S.R, J.) (V.L.N, J.)
22.08.2025

nl

Note: Issue order copy on **29.08.2025**

Index : Yes/No
Speaking Order/Non-speaking Order
Neutral Citation : Yes/No

To

- 1.The Secretary to Government of Tamil Nadu,
Department of Home,
Chennai – 600 009.
- 2.The Director General Of Prison and
Director General Of Police,
Whannels Road, Ansari Estate,
Egmore, Chennai.
- 3.The Deputy Inspector General of Police,
Coimbatore Zone,
Coimbatore District.
- 4.The Superintendent,
Central Prison,
Coimbatore.



Writ Petition Criminal No.465 of 2025

5.The Public Prosecutor,
High Court, Madras
WEB COPY



WEB COPY



Writ Petition Criminal No.465 of 2025

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

nl

Writ Petition Criminal No.465 of 2025

22.08.2025