



W.P.Crl.No.660 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.08.2025

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH

AND

THE HONOURABLE MR. JUSTICE V.LAKSHMINARAYANAN

W.P.Crl.No.660 of 2025

Lakshmi

... Petitioner

Vs.

1.The Home Secretary
Home Department (Prison)
Secretariat, Fort St. George
Chennai 600 009

2.The Director General of Prisons
No.1, Gandhi Irwin Road
Egmore
Chennai 600 008

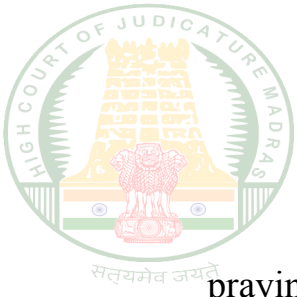
3.The Superintendent of Prison
Central Prison
Coimbatore

4.The Superintendent of Prison
Central Prison
Salem

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India,

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praying for the issuance of Writ of Mandamus, directing the respondents to permanently transfer the petitioner's husband viz. Mohan, S/o.Ramasamy, Convict No.1079, PID No.185688, from Central Prison, Coimbatore to Central Prison, Salem.

For Petitioner : Mr.P.M.Basil

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

ORDER

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

The Writ Petition has been filed for the issuance of Writ of Mandamus, directing the respondents to permanently transfer the petitioner's husband viz. Mohan, S/o.Ramasamy, Convict No.1079, PID No.185688, from Central Prison, Coimbatore to Central Prison, Salem, by considering the petitioner's representation dated 06.08.2025.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondents.



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3. It is needless to point out that whenever a representation of this nature is made to a Statutory Authority, there is a duty cast upon the respondents to consider the same on its own merits and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. As such, non-consideration of the representation by the Statutory Authority would amount to dereliction of duty and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of Constitution of India and direct them to consider the same within a stipulated time.

4. In view of the above observation, this Court, without going into the merits of the petitioner's representation or the contentions of the affidavit filed in support of this Writ Petition, directs the respondents to consider the representation of the petitioner dated 06.08.2025, seeking for transfer of the convict prisoner permanently from Central Prison, Coimbatore to Central Prison, Salem, if not already disposed of and pass appropriate orders on merits and in accordance with law, within a period

M.S.RAMESH, J.



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of eight (8) weeks from the date of receipt of a copy of this order and
communicate the same to the petitioner.

5. With the above direction, this Writ Petition stands disposed of.

[M.S.R, J.] [V.L.N, J.]
25.08.2025

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Index: Yes / No
Speaking / Non Speaking
Neutral Citation

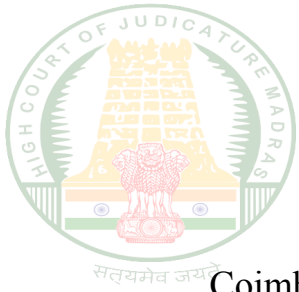
To

1.The Home Secretary
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3.The Superintendent of Prison
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4.The Superintendent of Prison
Central Prison
Salem

5.The Public Prosecutor,
High Court of Madras
Chennai 600 104

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



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