



W.P(MD)No.9491, of 2024., its batch

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 24.04.2025

CORAM:

THE HONOURABLE **DR.JUSTICE G.JAYACHANDRAN**

AND

THE HONOURABLE **MS.JUSTICE R.POORNIMA**

W.P.(MD)Nos. 9491, 9321, 9646 & 17228 of 2024

and

W.M.P(MD)Nos. 8612, 8748 of 2024

W.P.(MD).No.9491 of 2024:

T.Ramalakshmi

... Petitioner

Vs.

The State Represented by its

1. Principal Secretary to Government of Tamil Nadu,
Home Department,
Fort St. George,
Chennai – 600 009.

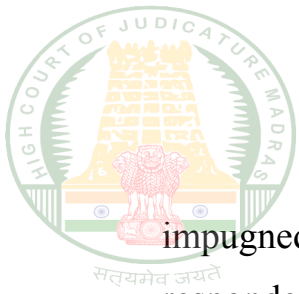
- 2.The Deputy Inspector General of Prison,
Madurai Range,
Madurai.

- 3.The Superintendent of Police,
Central Prison,
PalayamKottai.

... Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India, to issue a *Writ of Certiorarified Mandamus*, to call for the records pertaining to the

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impugned order bearing No.9530/Tha.Hu/2/2024 dated 06.04.2024 passed by 2nd respondent and quash the same and consecutively direct the respondents to grant ordinary leave for 30 days to the detenu, Thirukumaran Son of Thangaraj (L.CT4988), who is now under incarceration at Central prison, Palayamkottai.

W.P.(MD).No.9491 of 2024:

C. Suganya

... Petitioner

Vs.

The State Represented by its

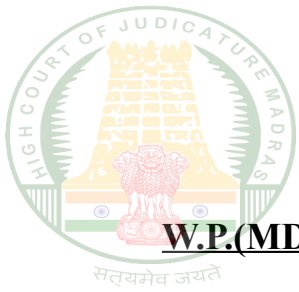
1. Principal Secretary to Government of Tamil Nadu,
Department of Home,
Fort St. George,
Chennai – 600 009.

2.The Director Inspector General of Prison,
Trichy Range,
Trichy Central Prison,
Trichy – 620 020.

3.The Superintendent,
Trichy Central Prison,
Trichy – 620 020.

... Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India, to issue a *Writ of Mandamus*, directing the respondents to grant ordinary leave for 30 days without escort to the petitioner the detenu, A. Chinnadurai S/o.Murugaiya, aged about 37 years, Convict No.229990, detained at Central Prison, Trichy.



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W.P.(MD).No.9646 of 2024:

Muthulakshmi

... Petitioner

Vs.

The State Represented by its

1. Principal Secretary to Government of Tamil Nadu,
Department of Home,
Fort St. George,
Chennai – 600 009.

2. The Deputy Inspector General of Prison,
Trichy Range,
Trichy – 620 020.

3. The Superintendent,
Trichy Central Prison,
Trichy – 620 020.

... Respondents

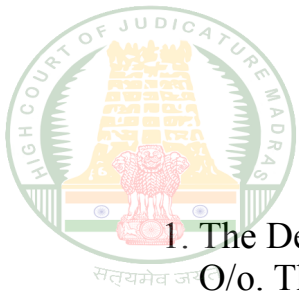
PRAYER: Petition is filed under Article 226 of the Constitution of India, to issue a *Writ of Certiorarified Mandamus*, to call for the records pertaining to the impugned order bearing No.106/Mu.vu/2024, dated 15.03.2024, passed by 2nd respondent and quash the same and consecutively direct the respondents to grant ordinary leave for 30 days without escort to Ramesh S/o. Ganesan, aged about 35 years, Life Convict No.22994, detained at Central Prison, Trichy.

W.P.(MD).No.17228 of 2024:

K. Palanisamy

... Petitioner

Vs.



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1. The Deputy Inspector General of Prison,
O/o. The Deputy Inspector General of Prison
and Correctional Services,
Madurai Range,
Madurai Central Prison Campus,
New Jail Road, Madurai.

2. The Superintendent of Prison,
Central Jail,
New Jail Road,
Madurai.

... Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India, to issue a *Writ of Certiorarified Mandamus*, to call for the records pertaining to the impugned order passed by the 1st respondent in N.108/Vu.tha.2/2024 dated 19.07.2024 to set aside the same and further direct the respondent Nos.1 & 2 to grant ordinary leave for the period of 30 days to the petitioner's Son namely Jothimurugan S/o. Palanisamy (CP No.2193) who is convict in Sexual abuse case nad languishing in the Central Jail, Madurai for the past 2 1/2 years.

In all the Writ Petitions:

For Petitioner : Mr.D. Selvam

For Respondents : Mr.Hasan Mohamed Jinna,
State Public Prosecutor,
assisted by
Mr.R.Muniyappa Raj,
Additional Public Prosecutor
and
Mr.A.Damodaran,
Additional Public Prosecutor
and
Mr.C.Ros Thilak,
Additional Public Prosecutor



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COMMON ORDER

DR.G.JAYACHANDRAN, J.

AND

R.POORNIMA, J.

When these writ petitions came up for consideration, the Hon'ble Division Bench of this Court referred the matter to the Hon'ble Full Bench of this Court to answer the question, Whether pendency of an appeal is a bar for considering an ordinary leave application.

2. The Hon'ble Full Bench of this Court, vide Order dated 24.01.2025 had answered in negative, holding that the pendency of appeal will not be a bar for considering a leave application. As a result, the respondents have granted ordinary leave to the detenu. The leave has also been availed, and hence, nothing survives in these Writ Petitions.



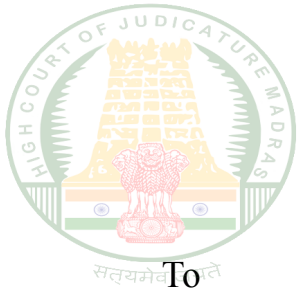
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3. Accordingly, these Writ Petitions are dismissed as infructuous. No

Costs. Consequently, connected writ petitions are closed.

[G.J., J.] & [R.P., J.]
24.04.2025
[1/2]

NCC : Yes / No
Index : Yes / No
KSA



W.P(MD)No.9491, of 2024., its batch

To

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1. The Principal Secretary to Government of Tamil Nadu,
Home Department,
Fort St. George,
Chennai – 600 009.
2. The Deputy Inspector General of Prison,
Madurai Range,
Madurai.
3. The Superintendent of Police,
Central Prison,
PalayamKottai.
4. The Director Inspector General of Prison,
Trichy Range,
Trichy Central Prison,
Trichy – 620 020.
5. The Superintendent,
Trichy Central Prison,
Trichy – 620 020.
6. The Deputy Inspector General of Prison,
Trichy Range,
Trichy – 620 020.
7. The Superintendent of Prison,
Central Jail,
New Jail Road,
Madurai.



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W.P(MD)No.9491, of 2024., its batch

DR.G.JAYACHANDRAN, J.

AND

R.POORNIMA, J.

KSA

Common Order made in
W.P.(MD)Nos. 9491, 9321, 9646 &
17228 of 2024
[1/2]

24.04.2025