Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

AND

THE HON'BLE MR. JUSTICE B.KARTHIKEYAN

W.P.Crl.No.2934 of 2026

Case QR

CNR: {HCMA012533142026}

Sumaiya Banu ..Petitioner(s)

Vs

1. The State rep. by,
   The Home Secretary,
   Home, Prohibition and Excise Department(IV),
   St. George Fort, Secretariat,
   Chennai – 600 009.

2. The Director General of Prison,
   Office of the Director General of Prisons,
   Gandhi Irwin Road, CMDA Building,
   Chennai – 600 008.

3. The Superintendent of Prison,
   Office of the Superintendent of Prison,
   Central Prison at Coimbatore,
   Coimbatore – 641 018.

4. State rep. by,
   The Deputy Superintendent of Police
   CBCID, Nagore Police Station,
   Nagapattinam. ..Respondent(s)

PRAYER**:** Writ Petition (Criminal) filed under Article 226 of the Constitution of India, seeking to issue a Writ of Mandamus or any other appropriate Writ or Direction to the respondents to grant 60 days furlough without escort to the convict prisoner/husband of the petitioner namely, M.M.Kakkim, S/o.

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Mohammed Malangu, PID No.34318, aged about 49 years, in pursuance of the petitioner's husband/convict's representation dated 28.03.2026.

For Petitioner(s): Mr. A.Rajamohamed

For Respondent(s): Mr. C.R.Malarvannan,
Additional Public Prosecutor

ORDER

(Made by A.D.JAGADISH CHANDIRA J.)

This Writ Petition (Criminal) has been filed seeking a direction to the respondents to grant 60 days furlough to the petitioner's husband/convict prisoner based on the representation of the convict prisoner dated 28.03.2026.

2. The case of the petitioner is that her husband, M.M.Kakkim (PID No.34318), was convicted and sentenced to life imprisonment vide judgment dated 06.04.2005, passed in S.C.No.240 of 2003, on the file of the Sessions Court, Nagapattinam, which was subsequently confirmed by this Court as well as by the Apex Court. The petitioner's husband/convict prisoner, is also a convict in S.C.No.2 of 2000 on the file of the Sessions Court for Bomb Blast Cases, Coimbatore, vide judgment dated 25.10.2007. The petitioner's husband/convict prisoner, who suffers from various ailments, had sent a representation dated 28.03.2026, to the respondents seeking an extension of his furlough for a further period of 60 days, to enable him to undergo medical

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treatment and to make arrangements for his family's livelihood. However, since the respondents have not considered the said representation till date, the petitioner has filed the present Writ Petition (Criminal) before this Court.

3. Though several grounds have been raised in the writ petition, the learned counsel for the petitioner submitted that, it would suffice if this Court directs the respondents to consider the representation of the petitioner's husband/convict prisoner dated 28.03.2026 and pass appropriate orders as expeditiously as possible.

4. Learned Additional Public Prosecutor appearing for the respondents submitted that the representation of the petitioner's husband/ convict prisoner dated 28.03.2026 is under due consideration by the first respondent, who is the competent authority and appropriate orders would be passed within the time stipulated by this Court.

5. In view of the above, this Court, without going into the merits of the case, directs the first respondent to consider the representation of the petitioner's husband/convict prisoner dated 28.03.2026 and pass appropriate orders on merits and in accordance with law, within a period of four (4) weeks from the date of receipt of a copy of this order.

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6. With the above direction, this Writ Petition (Criminal) stands disposed of. No costs.

(A.D.J.C., J.) (B.K., J.)
05-11-2026

Neutral Citation: Yes/No

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To

1. The Home Secretary,
   Home, Prohibition and Excise Department(IV),
   St. George Fort, Secretariat,
   Chennai – 600 009.
2. The Director General of Prison,
   Office of the Director General of Prisons,
   Gandhi Irwin Road, CMDA Building,
   Chennai – 600 008.
3. The Superintendent of Prison,
   Office of the Superintendent of Prison,
   Central Prison at Coimbatore,
   Coimbatore – 641 018.
4. The Deputy Superintendent of Police
   CBCID, Nagore Police Station,
   Nagapattinam.
5. The Public Prosecutor,
   High Court of Madras.

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A.D.JAGADISH CHANDIRA, J.
AND
B.KARTHIKEYAN, J.

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