



W.P.Crl.(MD) No.751 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.02.2026

CORAM:

**THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN
and
THE HONOURABLE MS.JUSTICE R.POORNIMA**

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Jagadish Chandra Bose

... Petitioner

-VS-

**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,
Palayamkottai Central Jail
Tirunelveli District**

**3.The Superintendent of Police,
O/o.The Superintendent of Police,
Ramanathapuram District**

**4. The Inspector of Police
Kenikarai Police Station,
Ramanathapuram**

..Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of Certiorarified mandamus calling for the records passed by the second respondent in No.9143/Tha.ku.2/2026 dated 29.01.2026 and quash the same as



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bad in law and consequently direct the second respondent to grant emergency leave to the brother of the petitioner namely Vicky @ Vigneshwaran, S/o. Boopathi, PID no.383889 for the period of 15 days without escort.

For Petitioner : Mr.G.Sujeeth

For Respondents : Mr.T.Senthil Kumar
Additional Public Prosecutor

ORDER

[Order of the Court was made by G.K.ILANTHIRAIYAN, J.]

The prayer in the petition is to quash the impugned order passed by the second respondent in No. 9143/Tha.ku.2/2026 dated 29.01.2026 and direct the second respondent to grant emergency leave to the brother of the petitioner namely Vicky @ Vigneshwaran, S/o. Boopathi, PID no.383889 for the period of 15 days without escort.

2. It is the case of the petitioner that his brother was convicted in C.C.No.30 of 2022 on 26.05.2023 for the offence under NDPS Act. Against which the convict has also preferred an appeal before this Court and the sentence was modified to five years. The brother of the petitioner is languishing in jail for more than two years after conviction. While being so, the petitioner's mother fell ill and her condition has become worse day by day.



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Therefore the petitioner being brother of the convict has submitted representation seeking 15days emergency leave to look after his mother.

However the same was rejected on the ground that the convict is having two previous cases under 302 IPC and one case under NDPS Act, thereby he is not eligible for any leave.

3. Further the petitioner has also produced medical records from the private hospital.

4. In view of the same, this Court find no infirmity or illegality in the order passed by the second respondent. hence the petition stands dismissed. However the petitioner is at liberty to submit a fresh representation along with medical report from any of the authorized Government Hospital.

[G.K.I., J.] [R.P., J.]

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NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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3. The Superintendent of Police,
O/o. The Superintendent of Police,
Ramanathapuram District
4. The Inspector of Police
Kenikarai Police Station,
Ramanathapuram
5. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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