



W.P.Crl.(MD) No.1147 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.02.2026

CORAM:

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

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J.Rani

... Petitioner

-VS-

**1. The Superintendent of Prison
Central Prison,
Madurai**

**2. The Inspector of Police
Uthamalapalayam Police Station
Theni District**

..Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of Certiorarified mandamus calling for the records relating to the impugned order passed by the first respondent vide his proceedings in No. 615/Tha.ku.2/2026 dated 24.02.2026 and quash the same as illegal and void and consequently grant 15 days emergency leave without police escort to the petitioner's husband Jayakumar, S/o.Churchill, PID No.120841 confined in Central Prison, Madurai forthwith considering her representation dated 16.02.2026

For Petitioner : Mr.C. Karthikeyan

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



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ORDER

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[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 first respondent in No.615/Tha.ku.2/2026 dated 24.02.2026 and direct the first respondent to grant 15 days emergency leave without police escort to the petitioner's husband Jayakumar, S/o.Churchill, PID No.120841 confined in Central Prison, Madurai forthwith considering her representation dated 16.02.2026

2. It is the case of the petitioner that her husband was convicted by the Fast Track Sessions Mahila Court, Theni in S.C. No.72 of 2023 dated 10.01.2024. While being so, the petitioner being wife of the convict submitted representation seeking 15 days emergency leave for her husband on the ground that she fell ill, and she requires the assistance of her husband during treatment, however it was rejected on the ground that the convict is facing trial in another case in S.C.No.54 of 2024 on the file of the Sub Court, Uthamapalayam.



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3. A perusal of the record and the submissions made by the learned Additional Public Prosecutor reveals that the petitioner had applied for only emergency leave. The convict who is facing trial in another case is not eligible for ordinary leave. However he is eligible for emergency leave on valid grounds. A perusal of record reveals that the petitioner fell ill and as such she requires financial assistance.

4. Considering the illness suffered by the wife of the convict this Court is inclined to grant six days emergency leave without escort to convict

5. Accordingly, the impugned order passed by the first respondent is set aside and writ petition is disposed of with the following directions:

- (i) The respondents are directed to grant six days emergency leave without escort to the convict prisoner namely, Jayakumar, S/o.Churchill, PID No.120841 confined in Central Prison, Madurai from 28.02.2026 to 05.03.2026. The convict prisoner shall be released from the prison on 28.02.2026 at 6.00 am.,
- (ii) He shall report back to the Superintendent of Prison,



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Central Jail, Madurai / first respondent, by 05.03.2026
at 6.00pm.,

- (iii) The petitioner shall produce all necessary documents, along with a copy of this order, before the jail authorities,
- (iv) The convict shall report before the second respondent daily at 5.30 pm., till the completion of leave period.
- (v) During the leave period, the convict prisoner shall abide by all the conditions prescribed in the Jail Manual.

[G.K.I., J.] [R.P., J.]
26.02.2026

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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Note: Issue order copy on 26.02.2026

To:

1. The Deputy Inspector General of Prisons
and Correctional Services
Trichy Range, Race Course Road
Trichy- 620 023



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2. The Superintendent of Prison
Central Prison,
Trichy- 620 020

3. The Superintendent of Police
O/o.The Superintendent of Police
Karur District

4. The Inspector of Police
Nangavaram Police Station,
Karur District

5. The Additional Public Prosecutor
Madurai Bench of Madras High Court,
Madurai.



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