



W.P.CrI.(MD) No.1307 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.03.2026

CORAM

THE HON'BLE MR JUSTICE N. ANAND VENKATESH

AND

THE HON'BLE MR JUSTICE P.DHANABAL

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Suresh @ Sathiyaraj

... Petitioner

Vs

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

2.The Superintendent of Prison,
O/o. The Superintendent of Police,
Thanjavur District.

3.The Inspector of Police,
Madukkur Police Station,
Thanjavur District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order passed by the first respondent vide proceedings in No.17800/Thaku.4/2025 dated 11.02.2026 and quash the same as illegal and consequently direct the first respondent to grant six days emergency leave without police escort to the petitioner, namely,



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Suresh @ Sathiyaraj, S/o Vadivel, aged about 36 years, life convict, PID No.608 confined at Central Prison, Trichy.

For Petitioner : Mr.K.A.S.Prabhu
For Respondents : Mr.A.Thiruvadi Kumar,
Additional Public Prosecutor

ORDER

(Order of the Court was made by N. ANAND VENKATESH,J.)

This writ petition has been filed challenging the impugned proceedings of the first respondent made in No.17800/Thaku.4/2025 dated 11.02.2026 and for a direction to the first respondent to grant six days emergency leave without police escort to the petitioner, who is a life convict, confined at Central Prison, Trichy.

2. Heard the learned counsel on either side.

3. The petitioner was convicted and sentenced to life imprisonment by the learned Sessions Judge, Karur, by judgment dated 06.08.2013 in S.C.No.42 of 2012 and this was confirmed by this Court in appeal and also by the Hon'ble Apex Court. The petitioner claims that he had already undergone sentence for more than 14 years.



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4. However, the case of the petitioner is that his father is suffering from heart ailment and he is in a critical condition. Hence, he made a representation to the first respondent on 31.01.2025 seeking for six days emergency leave without escort.

5. The first respondent, through the impugned proceedings, dated 11.02.2026, has rejected the representation of the petitioner and aggrieved by the same, the present writ petition has been filed before this Court.

6. On carefully going through the impugned proceedings of the first respondent, it is seen that the first respondent was not convinced with the ground on which the petitioner had sought for emergency leave, since the petitioner did not produce necessary records to substantiate that his father was seriously ill.

7. The learned Additional Public Prosecutor appearing for the respondents submitted that the petitioner was earlier granted leave and he misused the same and absconded, which resulted in the registration of



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FIR in Crime No.334 of 2022 for the offence under Section 224 IPC. In view of this antecedent, the learned Additional Public Prosecutor made strong objections in granting emergency leave to the petitioner. He further reiterated the reasoning given by the first respondent in the impugned proceedings.

8. We have carefully considered the submissions made on either side and the materials available on record.

9. Insofar as the health condition of the petitioner's father is concerned, we find that a certificate has been given by a Doctor dated 22.12.2025, wherein, he stated that he is in a critical and serious condition and therefore, he is terminally ill and requires moral and physical support. There is no ground to discredit the certificate issued by the Doctor.

10. Insofar as the other objection that was raised by the learned Additional Public Prosecutor to the effect that the petitioner misused the earlier leave granted by absconding is concerned, it is brought to our notice that FIR that was registered against the petitioner in Crime No.334



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of 2022 was quashed by this Court in Crl.O.P.(MD).No.19401 of 2025 by an order dated 17.12.2025. Therefore, nothing further has taken place pursuant to the earlier FIR registered against the petitioner.

11. Taking into consideration the facts and circumstances of the case and considering the fact that the petitioner's father being terminally ill and requires some moral support, we are inclined to interfere with the impugned proceedings passed by the first respondent and grant six days' emergency leave to the petitioner by imposing stringent conditions.

12. In the result, the impugned proceedings of the first respondent in No.17800/Thaku.4/2025 dated 11.02.2026 is quashed and this writ petition is allowed in the following terms:

a). the petitioner shall be granted six days' emergency leave without escort;

b). the petitioner shall report before the Inspector of Police, Madhukkur Police Station, Thanjavur District, daily at 10.30 a.m. and 05.30 p.m., during the entire period of emergency leave; and



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c). the petitioner shall surrender before the Superintendent of Prison, Central Prison, Trichy, immediately on completion of the emergency leave period without fail. The other conditions imposed by the first respondent shall stand as it is.

13. This writ petition (Criminal) stands disposed of in the above terms.

(N.A.V.,J..) (P.D.B.,J.,)
05.03.2026

Index : Yes / No

Internet : Yes / No

TSG

To

1.The Superintendent of Prison,
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Trichy-620 020.

2.The Superintendent of Prison,
O/o. The Superintendent of Police,
Thanjavur District.

3.The Inspector of Police,
Madukkur Police Station,
Thanjavur District.

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



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**N. ANAND VENKATESH,J.
AND
P.DHANABAL,J.**

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