

W.P.CRL.(MD).No.3529 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.06.2026

CORAM

**THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH
AND
THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN**

W.P.Crl.(MD) No.3529 of 2026

and

W.M.P.Crl.(MD) No.851 of 2026

P.Thavasikani

..... Petitioner

Vs.

1.The Home Secretary,
Home Department (Prison),
Secretariat, Fort St. George,
Chennai - 600 009.

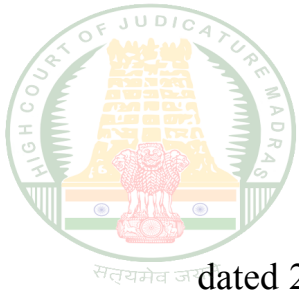
2.The Deputy Inspector General of Prisons,
Madurai Range, Madurai - 625 001.

3.The Superintendent of Prison,
Central Prison,
Palayamkottai - 627 007.

4.The Inspector of Police,
Nesamoninagar Police Station
Kanyakumari District.

..... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus, calling for the records relating to the proceedings in No.4644 /thaku.2/2026 by the 3rd respondent



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dated 22.04.2026 and quash the same and direct the 3rd respondent to grant 3 days emergency leave without escort to the petitioner's brother, Raja @ Ashokkumar, S/o.Paulpandian, aged 38, convict No.4644, PID No.239023, presently confined at Central Prison, Palayamkottai.

For Petitioner : Mr.R.Jenifar Bibin

For Respondents : Mr.T.Lenin Kumar
Counsel for State of TN (Crl.Side)

ORDER

[Order of the Court was made by N.ANAND VENKATESH, J.]

This Writ Petition has been filed challenging the proceedings of the third respondent made in No.4644 /thaku.2/2026, dated 22.04.2026 and for a consequential direction to the third respondent to grant 3 days emergency leave without Police escort to the petitioner's brother, who is presently serving his sentence at Central Prison, Palayamkottai.

2. Heard the learned counsel for the petitioner and the learned Counsel for State of TN (Crl.Side) appearing on behalf of the respondents.



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3. The petitioner's brother is a life convict, who is undergoing sentence at Central Prison, Palayamkottai. The petitioner submitted a representation seeking for emergency leave to his brother on the ground that she is suffering from serious health issues and that she requires the physical and emotional support of the convict. The third respondent, through the impugned proceedings dated 22.04.2026, granted 3 days emergency leave; however, imposed the condition that the convict will be accompanied by an escort. This condition has been put to challenge in the present Writ Petition.

4. The learned Counsel for State of TN (Crl.Side) submitted that the convict has undergone 6 years, 3 months and 3 days of imprisonment and the convict was granted emergency leave once.

5. Taking into consideration above submissions and also considering the reason, for which the emergency leave has been sought for, we are inclined to interfere with the impugned proceedings of the third respondent dated 22.04.2026 and the same is hereby set aside and there shall be a direction to the third respondent to grant 3 days emergency leave



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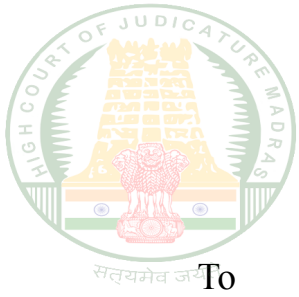
subject to the condition that the convict shall report before the fourth respondent Police daily at 5.00 PM during the entire emergency leave period. The other conditions imposed by the third respondent shall stand as they are and the sureties shall be executed before the jail authorities.

6. This Writ Petition (Criminal) is allowed with the above directions. Consequently, connected Miscellaneous Petition is closed. No costs.

[N.A.V., J.] & [K.K.R.K., J.]
25.06.2026

NCC : Yes / No
Index : Yes / No

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



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AND
K.K.RAMAKRISHNAN, J.

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