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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03-11-2026

CORAM

THE HON'BLE MR. JUSTICE M. NIRMAL KUMAR

AND

THE HON'BLE MR.JUSTICE N.GUNASEKARAN

WP Crl.(MD) No. 5977 of 2026

CNR:{HCMD011502322026}

Case QR

Arumugam
W/o, Muthaiya,
PID No.491415,
Convict Prisoner,
Madurai Women Central Prison,
Madurai

..Petitioner(s)

Vs

1. The Deputy Inspector General of Prison,
   O/o, The Deputy Inspector General of Prison,
   And Correctional Services Department,
   Madurai Region,Madurai.

2. The Superintendent of Prison,
   Madurai Central Prison,
   Madurai District

3. The Superintendent of Prison,
   Special Prison for women,
   Madurai District

4. The Superintendent of Police,
   O/o, Superintendent of Police,
   Sivagangai District

5. The Inspector of Police,
   SIPCOT Police Station,
   Sivagangai District.

..Respondent(s)

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PRAYER: To issue a Writ of Certiorarified Mandamus to call for the records of the passed by the 1st respondent in NO.605/Vuu thaa2/2026 dated 10.06.2026 and quash the same and consequently directing the 1st respondent to grant 21 days ordinary leave to the petitioner (PID No.491415) without escort now confined under Women Central Prison, Madurai

For Petitioner(s) :M/s Prabhu Raj A

For Respondent(s) :M/s.G.Karuppasamy Pandian
Additional Public Prosecutor

ORDER

(Order of the Court was made by M. NIRMAL KUMAR J.)

Aggrieved by the condition "with police escort" while granting 21 days ordinary leave to the convict prisoner under the order dated 10.06.2026, passed by the first respondent, the petitioner herein, has come to this Court by filing this writ petition.

2. It is the case of the petitioner that she was convicted and sentenced to undergo 7 years rigorous imprisonment for the offence under section 307 of IPC by the Chief Judicial Magistrate, Sivagangai, which was also confirmed by the Additional District and Sessions Court, Sivaganai. Thereafter the convict has preferred a appeal before this Court in Crl.A(MD) No.398 of 2023 and the same was dismissed by this Court on 02.11.2023. Since the house of the petitioner is in dilapidated

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condition the presence of the petitioner is required to do some renovation work in her house, thereby the petitioner made a request to the respondents for grant of ordinary leave. But, the respondents, under the order dated 10.06.2026, has granted 21 days ordinary leave, however, with police escort, to the convict petitioner. It is the further case of the petitioner that she is not able to provide food and accommodation to the police escort, and therefore, she prays to modify the condition "with escort" as "without escort".

3. Heard Mr.G.Karuppasamy Pandian, learned Additional Public Prosecutor appearing for the respondents.

4. Taking into consideration the facts and circumstances of the case on hand that the presence of the petitioner is required to do some renovation work in her house we are inclined to direct the respondents to grant ordinary leave without police escort.

5. Accordingly, the writ petition is disposed of with the following directions:

(i) The respondents are directed to grant 21 days ordinary leave to the convict prisoner namely Arumugam, W/o. Muthaiya (PID

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No.491415) without escort now confined at Women Central Prison, Madurai

(ii) During the said leave period, the convict prisoner shall report before the fifth respondent, daily at 10.00a.m., without fail.

(iii) He shall report back to the third respondent, on completion of the leave period, without fail.

(iv) The petitioner shall produce all necessary documents, along with a copy of this order, before the jail authorities.

(v) During the leave period, the convict prisoner shall abide by all the conditions prescribed in the Jail Manual.

(vi) The convict shall utilize the leave only for the reason for which it has been granted and shall not partake in any other activities

(vii) The concerned Superintendent of Prison/jail authorities are directed to impose other conditions as contemplated under Rule 26 of the Tamil Nadu Suspension of Sentence Rules,1982.

(viii) No costs.

(M.N.K.,J.) (N.G.N.,J.)
03-11-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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To

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   O/o, The Deputy Inspector General of Prison
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   Madurai

2. The Superintendent of Prison
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   Madurai District

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5. The Inspector of Police
   SIPCOT Police Station
   Sivagangai District

6. The Additional Public Prosecutor
   Madurai Bench of Madras High Court
   Madurai

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AND
N.GUNASEKARAN, J.
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