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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

CRL MP(MD) No. 23478 of 2026

CNR:{HCMD011587422026}

Case QR

IN

HCP(MD) NO. 1431 OF 2026

Aashik Maruthu Jeyaraja
S/o.Madhan Maruthuvendan,
Door No.1/E,
12-B,Sheeba Golden City,
Konganthanpaarai,
Palayankottai Taluk,
Tirunelveli District.

..Petitioner(s)

Vs

1. The State of Tamilnadu Rep. by its
   Additional Secretary to Government
   Home, Prohibition and Excise Department,
   Secretariat,
   Chennai 600009.

2. The Commissioner of Police
   Tirunelveli City,
   Tirunelveli District.

3. The Deputy Inspector General of Police
   Prisons,
   Madurai Range,
   Madurai District.

4. Inspector of Police
   Tirunelveli Junction Police Station,
   Tirunelveli.

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5. The Additional Superintendent
Special Prison for Women,
Madurai.

..Respondent(s)

PRAYER: C-60. To grant 30 days interim release to the detenue M.Stella baby aged 54 years W/o.Madhan Maruthuvendan now detained at Special Prison for Women, Madurai, enabling her to conduct and participate her elder sons marriage

For Petitioner(s) :M/s M.Sridhar

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

ORDER

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

This petition has been filed to grant 30 days interim release to the detenue M.Stella baby aged 54 years W/o.Madhan Maruthuvendan now detained at Special Prison for Women, Madurai, enabling her to conduct and participate her elder son's marriage.

2. The mother of the petitioner was arrested in the ground case on 07.10.2026 and thereafter she was detained by the second respondent pursuant to the detention order passed in Detention Order No.161/BBCDEFGISSSV/2026 dated 27.10.2026, branding her as a 'Goonda' as contemplated under Section 2(f) of the Tamil Nadu Act 14 of

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1982. The detention order was served on the mother of the petitioner on 28.10.2026. Immediately the petitioner has sent a representation to the Additional Secretary to Government, Commissioner of Police, Superintendent of Prison to revoke the order of detention. In the meanwhile the marriage for the elder son of the detenu namely Aakash was fixed on 11.11.2026 at Moon Mahal, N.G.O.'A' Colony, Near Jeba Garden, Tirunelveli followed by a reception on 16.11.2026 at Aarya Convention, Shankarpathy Road, Janwada, Hyderabad and it is the first function in the family after 25 years. Further the father of the petitioner also underwent surgery in his leg and he is unable to move, thereby for making arrangement for the marriage the presence of the petitioner is very much required, hence the present petition has been filed seeking interim release.

3. The learned Additional Public Prosecutor submitted that the marriage scheduled to be held on 11.11.2026 is true, however seeking 30 days ordinary leave may not be proper and the petitioner may be permitted to attend the marriage with escort. He would further submit that the Inspector of Police, C-1Junction Police Station, Tirunelveli has filed a petition before the learned Judicial Magistrate No.IV seeking custody of the mother of the petitioner in Crime No.454 of 2026 and the

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same is also pending. He would further submit that due to this order the custody would get delayed and the apprehension is that tampering of some documentary evidence in this case is possible.

4. The learned counsel appearing for the petitioner fairly submitted that all the documents have been seized by the police and he has no objection for custody. He further submitted that the engagement ceremony is fixed on 08.11.2026, marriage on 11.11.2026 and after marriage the detenue is ready to surrender and he has restricted his prayer for attending marriage alone and with regard to attending reception at Hyderabad he is not pressing the same.

5. Taking note of the fact this is the first marriage in the family of the detenue and the husband of the detenue recently underwent surgery and his movement is restricted, hence detenue attending marriage and her participation is very much required. Hence this Court is inclined to grant five days interim release to the mother of the petitioner with escort.

6. The Criminal Miscellaneous Petition stands disposed of with the following directions:

(i) The respondent is directed to grant 5 days leave to the

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mother of the petitioner namely Stella Baby, W/o. Mathan Maruthuventhan from 08.11.2026 to 12.11.2026 who is confined at Special Prison for Women, Madurai with escort.

(ii) The second respondent is directed to allocate escort for accompanying the detenue.

(iii) The detenue shall be released from the prison on 08.11.2026 at 8.00 a.,m., and she shall report back to the Prison on 12.11.2026 at 6.00 p.m., 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

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(vii) The escort charges shall be borne by the State

(viii) No costs.

7. The learned Judicial Magistrate No.IV, Tirunelveli is directed to pass order in the custody petition forthwith without affecting the leave period, at the same time the purpose for custody to be considered on its own merits.

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

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

AAV

Note: Issue order copy on 04.11.2026

To
1. The Additional Secretary to Government
   Home, Prohibition and Excise Department
   Secretariat
   Chennai 600009

2. The Commissioner of Police
   Tirunelveli City
   Tirunelveli District

3. The Deputy Inspector General of Police
   Prisons
   Madurai Range
   Madurai District

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4. Inspector of Police
   Tirunelveli Junction Police Station
   Tirunelveli

5. The Additional Superintendent
   Special Prison for Women
   Madurai

6. The Judicial Magistrate No.IV, Tirunelveli

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

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