



W.P.Crl.(MD) No.404 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.01.2026

CORAM:

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

W.P.Crl.(MD) No.404 of 2026
and
WMP.Crl. (MD)No..111 of 2026

Mary

... Petitioner

-VS-

- 1.The Home Secretary
Home Department(Prison),
Secretariat, Fort St.George,
Chennai- 600 009.
2. The Deputy Inspector General of Prison
Madurai Range, Madurai- 625 001.
3. The Superintendent of Prison
Central Prison,
Palayamkottai- 627 007
4. The Inspector of Police
Kallidaikurichi Police Station
Tirunelveli 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
proceedings in No.1180/Utha.2/2025 issued by the second respondent dated



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22.11.2025 quash the same and consequently direct the third respondent to grant 28 ordinary leave without escort to the petitioner's husband Rebena Samuvelraj, son of Deva Asirvatham, PID No.286943.

For Petitioner : Mr.P.M.Basil

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

ORDER

[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 second respondent in No.1180/Utha.2/2025 dated 22.11.2025 and direct the third respondent to grant 28 ordinary leave without escort to the petitioner's husband Rebena Samuvelraj, son of Deva Asirvatham, PID No.286943.

2. It is the case of the petitioner that her husband was convicted by the Additional Sessions Court/Fast Track Court No.I, Tirunelveli in S.C. No. 106 of 2011 on 27.02.2012 and sentenced to undergo life imprisonment for the offence under Section 302 r/w.34 of IPC. Aggrieved over the same, the convict has filed an appeal before this Court in Crl.A(MD) No.162 of 2014 and the same was dismissed by this Court on 12.10.2020. The petitioner submitted an application seeking ordinary leave for a period of 28 days. After considering the



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request made by the petitioner, the second respondent granted ordinary leave to the convict with escort. The petitioner being a poor person, could not afford the cost of escort.

3. In view of the above, the condition imposed in the order dated 22.11.2025 directing the convict to go on ordinary leave with escort is modified and he shall go on ordinary leave without escort. However, the convict is directed to comply with the usual conditions imposed by the jail authorities and he should also report before the fourth respondent police daily at 05.30 p.m. He shall duly comply with the conditions and return to the prison on expiry of the leave period.

4. Accordingly, the order of the second respondent dated 22.11.2025 is quashed insofar as the ordering escort alone and the Writ Petition is disposed of. Consequently connected miscellaneous petition stands closed.

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

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NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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To:

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



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and
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