



W.P.Crl.(MD) No.120 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.01.2026

CORAM:

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

AND

THE HONOURABLE MS.JUSTICE R.POORNIMA

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... Petitioner/

-Vs-

1.The Deputy Inspector General of Prison,
O/o.The Deputy Inspector General of Prison,
and Correctional Services,
Madurai Range, Madurai Central Prison Campus,
New Jail Road,
Madurai.

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

3.The Superintendent of Police,
O/o.The Superintendent of Police,
Tirunelveli.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, directing the respondents to call for the records pertaining to the impugned order in No.4666/Thaku.2/2025 dated 15.12.2025

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issued by the respondent No.2 and quash the same as bad in law and further direct the respondent Nos.1 and 2 to grant emergency leave without escort to the period of 6 days to her husband namely Komban, S/o.Isakki Devar, by considering the petitioner's representation dated 03.12.2025.

For Petitioner : Mr.SMA.Jinnah

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

ORDER

(Order of the Court was made by G.K.ILANTHIRAIYAN,J.)

The order dated 15.12.2025, passed by the second respondent, rejecting the petitioner's request for grant of emergency leave, is under challenge in this writ petition.

2.Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondents

3.When the matter is taken up for hearing today, the learned Additional Public Prosecutor appearing for the respondents, on instructions, submitted that the petitioner has sought for emergency leave for 6 days for her husband, but the authorities holding that four cases are pending trial against the convict prisoner have rejected the request of the petitioner.



4. Recording the submission made by the learned Additional Public Prosecutor and considering the purpose for which the leave sought is for, we are inclined to direct the respondents to grant five days emergency leave to the petitioner's husband from 14.01.2026 to 18.01.2026 without escort.

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

- (i) The respondents are directed to grant five days emergency leave to the petitioner's husband, namely, Komban, S/o.Isakki Devar, from 14.01.2026 to 18.01.2026. The Convict prisoner shall be released from the prison on 14.01.2026 at 9.00 a.m.,
- (ii) He shall report back to the Superintendent of Prison, Madurai / 2nd respondent, by 18.01.2026 at 6.00 pm.,
- (iii) During the leave period, the convict prisoner shall appear before the Pettai Police Station, Tirunelveli, daily at 07.00 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



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by all the conditions prescribed in the Jail Manual.

[G.K.I., J.] & [R.P.J., J.]
09.01.2026

NCC : Yes / No

Index : Yes / No

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Note: Issue order copy on 09.01.2026

To

1. The Deputy Inspector General of Prison,
O/o. The Deputy Inspector General of Prison,
and Correctional Services,
Madurai Range, Madurai Central Prison Campus,
New Jail Road,
Madurai.
2. The Superintendent of Prison,
Central Jail,
Madurai District.
3. The Superintendent of Police,
O/o. The Superintendent of Police,
Tirunelveli.
4. The Inspector of Police
Pettai Police Station
Tirunelveli District
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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AND

R.POORNIMA, J.

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