



**W.P.CRL.(MD).No.2010 of 2026**

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 09.04.2026

CORAM

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

**W.P.Crl.(MD).No.2010 of 2026**

Sujitha

..... Petitioner

Vs.

- 1.The State of Tamilnadu,  
Represented by its Principal Secretary to Government,  
Home (Prison-IV) Department,  
Fort St.George, Chennai-600 009.
- 2.The Director General of Prisons,  
Tamil Nadu Prisons Headquarters,  
Whannels Road,  
Egmore, Chennai-600 008.
- 3.The Deputy Inspector General of Prisons,  
Madurai Range, Central Prison Campus,  
Madurai-625 016.
- 4.The Superintendent of Prison,  
Central Prison, Madurai-625 016.
- 5.The Inspector of Police,  
South Gate Police Station,  
Madurai District.

..... Respondents



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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 Impugned Order passed by the 4<sup>th</sup> respondent vide his proceedings in No.939/ThaKu.2/2026, dated 23.03.2026, quash the same as illegal and void, consequently grant 21 days ordinary leave without police escort to the petitioner's husband namely Muniyasamy @ Sendu Muniyasamy, S/o.Pitchaimani (P.I.D) No.139) confined at the Central Prison, Madurai, forthwith considering the petitioner's representation, dated 04.03.2026.

For Petitioner : Mr.C.Karthikeyan

For Respondents : Mr.A.Thiruvadi Kumar  
Additional Public Prosecutor

## **ORDER**

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

This Petition has been filed challenging the proceedings of the 4<sup>th</sup> respondent made in No.939/ThaKu.2/2026, dated 23.03.2026, wherein the request made by the petitioner for grant of 21 days Ordinary Leave without Police escort for her husband, who is a life convict, was rejected.



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2. We have heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing on behalf of the respondents.

3. The petitioner's husband is a life convict and he is presently serving the sentence at Central Prison, Madurai. The petitioner made a representation seeking Emergency Leave for 21 days on the ground that she is pregnant and is about to deliver a child.

4. The fourth respondent, through the impugned proceedings made in No.939/ThaKu.2/2026, dated 23.03.2026, rejected the representation made by the petitioner and aggrieved by the same, the present petition has been filed before this Court.

5. The learned Additional Public Prosecutor submitted that the petitioner had actually sought Ordinary Leave for 21 days for her husband. However, the same was rejected on the ground that there are two pending cases against the convict.



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6. We carefully went through the rejection order and find that both the cases pertain to the Tamil Nadu Prohibition Act. Therefore, there is no serious pending case against the convict. We also take into consideration the fact that the convict's wife is going to deliver a child on Monday (i.e.13.04.2026) and therefore, we are inclined to interfere with the impugned proceedings of the 4<sup>th</sup> respondent, dated 23.03.2026.

7. In the result, the impugned proceedings of the fourth respondent made in No.939/ThaKu.2/2026, dated 23.03.2026, are hereby set aside. There shall be a direction to the 4<sup>th</sup> respondent to grant 21 days Ordinary Leave to the convict, commencing from 13.04.2026. During the period of ordinary leave, the detinue shall report before the fifth respondent daily at 6.00 p.m. Apart from that condition, the detinue is permitted to submit the sureties before the Superintendent of Prison, Central Prison, Madurai, instead of executing the sureties before the Tahsildar, and the two sureties shall be family members of the detinue.



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8. This Writ Petition (Criminal) is allowed with the above directions. No costs.

[N.A.V., J.] & [K.K.R.K., J.]  
09.04.2026

NCC : Yes / No

Index : Yes / No

Indu

To

- 1.The Principal Secretary to Government,  
Home (Prison-IV) Department,  
Fort St.George, Chennai-600 009.
- 2.The Director General of Prisons,  
Tamil Nadu Prisons Headquarters,  
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Egmore, Chennai-600 008.
- 3.The Deputy Inspector General of Prisons,  
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Madurai-625 016.

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**N.ANAND VENKATESH, J.**  
**AND**  
**K.K.RAMAKRISHNAN, J.**

Indu

- 4.The Superintendent of Prison,  
Central Prison, Madurai-625 016.
- 5.The Inspector of Police,  
South Gate Police Station,  
Madurai District.
- 6.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.

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