



WEB COPY

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED: 30.06.2013**

**CORAM:**

**THE HONOURABLE Ms.JUSTICE R.MALA**

**Writ Petition (MD)No.10453 of 2013**

S.Dhamotharan, S/o.Singapuli ... Petitioner

Vs.

1.State of Tamil Nadu,  
Rep. By the Principal Secretary to Government,  
Home (Prison V) Department,  
Secretariat, Fort St. George,  
Chennai - 600 009.

2.The Superintendent,  
Central Prison,  
Madurai.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus, directing the respondents to release the petitioner's brother-in-law Neelamega Vannan, (C.P.4791), on parole, for a period of one week who is confined at Madurai Central Prison to attend his mother Seetharamu's funeral function and rituals going to be performed on 30.06.2013 at Nathakulam Village, Anaikulam Post, Virudhunagar District.

For Petitioner : Mr.R.Venkatesan  
For Respondents : Mr.Aaiyram K Selvakumar,  
Government Advocate

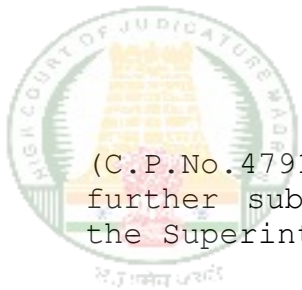
**ORDER**

The petitioner has come forward with this Writ Petition to release the petitioner's brother-in-law Neelamega Vannan, (C.P.4791), on parole, for a period of one week who is confined at Madurai Central Prison to attend his mother Seetharamu's funeral function and rituals going to be performed on 30.06.2013 at Nathakulam Village, Anaikulam Post, Virudhunagar District.

2. The learned Counsel for the petitioner filed the death certificate.

<https://hcservices.ecourts.gov.in/hcservices/>

3. Mr.Aaiyram K. Selvakumar, learned Government Advocate also confirmed the demise of Seetharamu who is the mother of Neelamega Vannan



(C.P.No.4791) who is confined at Madurai Central Prison. He would further submit that the petitioner has not given any representation to the Superintendent, Central Prison for granting him parole.

4. At this juncture, the learned Counsel for the petitioner would submit that he has given a representation only today I.e. On 30.06.2013. However, a death certificate shows that the mother of Neelamega Vannan (CP No.4791), died on 30.06.2013.

5. Since the mother of the Neelamega Vannan was died on 29.06.2013, hence the presence of Neelamega Vannan (C.P.No.4791) is necessary for attending funeral function and also performing the last rituals of his mother Seetharamu. Hence, it is a fit case for ordering parole to the petitioner.

6. Accordingly, this Court directs the second respondent herein to release the said Neelamega Vannan, S/o.Bose (C.P.No.4791), on parole, this day 30/6/2013 at 5.00 p.m. on condition that the said Neelamega Vannan, S/o.Bose (C.P.4791) shall report back to the second respondent, the Superintendent of Prisons, Central Prison, Madurai, by 5.00 p.m. on 03.07.2013. Necessary escort will be provided to accompany the said Neelamega Vannan to his native place at Nathakulam, Thiruchuli Taluk, Virudhuangar District, free of cost. The petitioner shall produce all necessary documents, along with a copy of this order, before the jail authorities. During parole, the convict prisoner shall abide all the conditions prescribed in the Jail Manual. The Superintendent of Prisons, Madurai Central Prison, Madurai, is directed to file a compliance report before this Court on 04.07.2013.

7. With the above direction, the writ petition is disposed of. No costs.

Sd/-  
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To:

1. The Principal Secretary to Government,  
Home (Prison V) Department,  
Secretariat, Fort St. George,  
Chennai - 600 009.

2. The Superintendent,  
Central Prison,  
Madurai.

Srm  
AA/30.06.2013/2p - 3c/