

IN THE COURT OF PRINCIPAL SESSIONS JUDGE, CHENNAI

**Present: Thiru.S.Karthikeyan, M.A., M.L., M.Sc., P.G.D.C.F.Sc., P.G.D.D.F.,
Principal Sessions Judge.**

Wednesday, the 25th day of March, 2026

Crl.M.P.No. 49/2026

in

SC.No. 425/2024

K.1, Sembium, P.S., Crime No.293/2024

Ramu @ Vinoth,

.. Petitioner/Accused-6

Vs.

1. State Rep. by
Assistant Commissioner of Police,
Koyambedu Police Range,
Chennai.

.. 1st Respondent/ IO

2. The Inspector of Police,
K-1, Sembium Police Station,
Chennai.

.. 2nd respondent /complainant

3. The Superintendent of Prison,
O/o. Superintendent of Prison,
Puzhal-1, Chennai.

.. 3rd respondent

This petition is coming on this day before this court for hearing in the presence of M/s.P.Muthamizh Selvakumar, A.Esakupandy, A.Aravindraj, K.Sarath Kumar, the Counsel for the petitioner and of the Senior Special Public Prosecutor for respondents police and upon hearing both sides, this Court delivered the following,

ORDER

1. The petitioner/A6 in SC.No. 425/2024 comes up with present application for direction to the respondent to provide medical treatment at Government Stanley Hospital, Chennai.

2. Notice was issued to the Special Public Prosecutor and he has left the matter to be decided on merits.

3. The petitioner/Accused is arrested on 06.07.2024 in connection with Crime No.293/2024 for the offences punishable u/s. 191(2), 191(3), 118(1), 103, 351(3) r/w 61(2), 49, 238 of BNS and sec. 4(b) r/w 5 of Explosive substances Act, 1908 and sec. 25 (1)(A) of the Arms Act 1958, since then he is in judicial custody. According to the learned counsel for the petitioner, he had suffered the diabetic for more than 6 years. The Doctors advised him to scan the liver, kidney and heart for every 6 months. Now, the petitioner had suffered high abdominal pain and further he had suffered low urinating output and hence, he had approached the Superintendent of Prison many times for seeking treatment. The Superintendent of Prison advised him to take higher level treatment at Government Stanley hospital or outer hospital. Therefore, he prays for direction from this court.

4. This court observed that the prisoners particularly relating to S.C.No. 425/2024, often complaining about the non providing of proper medical treatment for want of strong escorts. In this connection, it is to be noted that recently, the Hon'ble Madurai Bench of High Court of Madras in M. Kalaiselvi Vs. State of Tamilnadu, Rep. by the Deputy Inspector General of Prisons, by order dated 23.02.2026, by referring to the decisions of the Hon'ble Apex Court in L.Muruganantham Vs. State of Tamilnadu reported in 2025 SCC Online SC 1444 and in Sathyan Naravoor Vs. UOI (2025 Livelaw (SC) 1176), has held that every prisoners has a right to have a periodical medical check up which would fall within the scope of Article 21 of the Constitution of India.

5. In view of the above decision, it is the duty of the State to provide necessary health check up to every prisoners at frequent intervals and if needed shall be taken to outside hospital including the Government Stanley Hospital. In this case, considering the sensitivity of the case, it is reported that the prisoners are not

taken to outside hospital from prison due to non availability of strong escorts. In this connection, the learned Senior Special Public Prosecutor has already submitted that the respondents had already addressed to the Superintendent of prison, Puzhal-I, that they are ready to provide strong escorts whenever it is needed. Therefore, this court directs the Superintendent of Prison to provide necessary medical treatment to the petitioner herein and if necessary co-ordinate with the respondent/police for necessary strong escorts.

Accordingly, this petition is allowed.

Dictated to the stenographer, transcribed by him, corrected and pronounced by me in the open Court, on this the 25th day of March, 2026.

**Principal Sessions Judge
Chennai**