

IN THE COURT OF PRINCIPAL SESSIONS JUDGE, CHENNAI

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

Principal Sessions Judge

Friday, the 22nd day of August, 2025.

CrI.M.P.No.13 / 2025

in

S.C.No.425/2024

Arul, S/o.Gopal

.. Petitioner / 4th Accused

Vs.

The State, Represented by
The Inspector of Police,
K-1, Sembum Police Station,
Chennai.

.. Respondent / Complainant

This petition is coming on 28.07.2025 before this court for hearing in the presence of M/s.Dr.N.Vijayaraj, the counsel for the petitioner/accused and of the Special Public Prosecutor for the respondent police and upon hearing both sides argument and upon perusal of case-records and having stood over for consideration till this day, this Court delivered the following:

ORDER

1. Petition seeking to order recommending the prison authorities to treat and classify the petitioner / 4th accused for "A" class accommodation / facility in Pushal Prison-1, Chennai during the period of his judicial custody.

2. According to the petitioner, the petitioner is a practicing Advocate enrolled with the Bar Council of Delhi on 24.02.2021 vide Enrolment No.D/1715/2021. He has successfully passed the All India Bar Examination (AIBE), 16th Edition and has been practicing as an Advocate before the Hon'ble Madras High Court. He has been falsely implicated in this case, despite having no connection whatsoever with the alleged offence. He hails from a respectable background and has maintained a clean record throughout his career. The petitioner is now lodged in judicial custody at Puzhal Central Prison-I in connection with the above case and is classified as a remand prisoner. As a qualified Advocate and as a member of the legal fraternity, he is eligible to be considered for A-Class facility in the prison as per Rule 815 of the

Tamil Nadu Prison Rules, 1983, which permits the court to recommend such classification for an accused in judicial custody based on his social status, profession, educational background and conduct. He does not have any previous criminal antecedents and has co-operated fully with the investigation. Hence, the petition.

3. The learned Special Public Prosecutor submitted that since the prayer for providing Special class is to be decided as per the Prison Manual, the same may be forwarded to the Prison Authorities.

4. On a careful perusal of the records, it is found that the petitioner is a practicing lawyer. To establish the same, he has produced the copy of Enrolment Certificate issued by the Bar Council of Delhi, Provisional Certificate of Enrolment issued by the Bar Council of Delhi and Certificate of Practice issued by the Bar Council of India. In view of the above documents, it is found that the petitioner has accustomed to a superior mode of living and therefore, as per Rule 815 of Tamil Nadu Prison Manual, this court is inclined to recommend to the District Magistrate to provide Special Class in the prison in which he was lodged.

4. In the result, this petition is allowed.

Dictated to stenographer, transcribed by him, corrected and pronounced by me in the open court this the 22nd day of August, 2025.

ss

Principal Sessions Judge