



GOVERNMENT OF KERALA

Abstract

Prisons - Order dated 12.09.2025 of Hon'ble Supreme Court in W.P (Crl.) No. 322/2025, filed by P.K.Azeez - Complied with - Orders issued.

HOME (B) DEPARTMENT

G.O.(Ms)No.13/2026/HOME Dated,Thiruvananthapuram, 23-01-2026

- Read: 1. Order dated 12.09.2025 of the Hon'ble Supreme Court in W.P. (Crl.) No. 322/2025.
2. Application dated 22.09.2025 submitted by P.K.Azeez
3. Order dated 18.11.2025 of the Hon'ble Supreme Court in W.P. (Crl.) No. 322/2025.
4. Letter No. KPCS/6693/2025-WP1 dated 07.10.2025 of the Director General of Prisons and Correctional Services.

ORDER

The Hon'ble Supreme Court, in their order read as 1st paper above in W.P. (Crl.) No. 322/2025, filed by Convict No. 417, P.K. Azeez, presently lodged in the Central Prison & Correctional Home, Viyyur, issued the following direction:

".....

..4. *We are of the view that the petitioner should prefer an appropriate representation addressed to the Competent Authority of the State Government and pray for remission of the sentence.*

5. *We grant two weeks time to the petitioner to refer an appropriate representation.*

6. *Once the representation is received by the State Government, the same shall be looked into at the earliest and an appropriate decision shall be taken within a period of four weeks therefrom and place the appropriate report or decision in that regard before us.*

7. *The learned counsel appearing for the State of Kerala shall inform about this order to the authorities concerned and shall also see to it that the appropriate decision is taken on the representation that may be filed by the petitioner.*

8. *Post this matter once against after eight weeks."*

2. Subsequently, the petitioner submitted his representation, as per the application read as 2nd paper above, which was forwarded along with all relevant records pertaining to the petitioner by the Director General of Prisons and Correctional Services, as per the letter read as 4th paper above.

3. Further, the Hon'ble Supreme Court in their order read as 3rd paper above issued the following direction:

".....

..2. In pursuance of our order, referred to above, the petitioner has preferred a representation with the State.

3. We are informed that the State Advisory Board has rejected the representation. We are told that now the Cabinet has to take an appropriate decision. The Cabinet is unable to take an appropriate decision in wake of the forthcoming Panchayat Elections. Panchayat Elections have nothing to do insofar as implementation of our orders are concerned. Premature release of a convict in accordance with the Policy has something to do with Article 21 of the Constitution.

4. We direct that an appropriate decision be taken within a period of two weeks from today and the convict be informed accordingly. The decision that may be taken be placed before us."

4. In light of the directions of the Hon'ble Supreme Court, Government have examined matter in detail. The petitioner, Convict No. 417, P.K. Azeez, of Central Prison & Correctional Home, Viyyur, has been convicted in two separate murder cases. In S C No. 37/1987 of the Hon'ble Sessions Court, he was sentenced to life imprisonment under Sections 302 and 307 IPC for murdering two persons aged 11 and 20 years and attempting to murder their mother. While serving this sentence, he was released on ordinary leave on 07.10.1991 and overstayed unlawfully. Later, he committed another murder and robbery during the period of overstay, for which he was convicted under Sections 302 and 392 IPC by the Hon'ble Addl. Sessions Court, Thalassery and sentenced to life imprisonment and fine. During the aforementioned period of overstay, he remained absconding for 4 years and 54 days.

5. Case of Convict No. 417, P.K. Azeez has been considered by the Jail Advisory Committees in the years 2013, 2015, 2016, 2018, 2019, 2020, 2022, 2023 and 2024 for premature release. Except for the recommendation in the year 2013, which was rejected by Government, his case was not recommended by the committees. The petitioner has

also submitted an application before the State Level Advisory Committee (SLAC), and that committee in its meeting held on 25.06.2025, rejected his request for premature release, taking note of the gravity of the offences, the commission of a second murder during parole overstay, his past abscondence and indications of continuing criminal tendencies. Pursuant to the Judgment read as 3rd paper above of the Hon'ble Supreme Court, the State Level Advisory Committee meeting held on 03.10.2025, again considered the case and also did not recommend premature release for the same reasons stated above.

6. Convict No. 417, P. K. Azeez, the petitioner, has been found guilty in two separate murder cases and is presently undergoing sentence. While serving his sentence for the murder of two persons, he was released on ordinary leave, during which he absconded for more than four years without returning to prison and committed another murder during the period of such abscondence. As on 22.09.2025, the petitioner has undergone 34 years, 8 months and 23 days of actual imprisonment. As per Section 77 of the Kerala Prisons and Correctional Services (Management) Act, 2010, "well-behaved, long-term convicted prisoners may be permanently released with the objective of their reformation and rehabilitation." In the case of Convict No. 417, P. K. Azeez, it is found that even after undergoing incarceration for such a prolonged period, instances of continued misconduct inside the prison have been reported, including the recovery of prohibited articles from his cell. These circumstances indicate a lack of genuine reformation on the part of the petitioner and do not satisfy the statutory requirement of good conduct contemplated under Section 77 of the Act. In view of these facts, the application submitted by Convict No. 417, P. K. Azeez, of Central Prison & Correctional Home, Viyyur, for premature release is hereby rejected.

7. The order of the Hon'ble Supreme Court read as 1st paper above is complied with accordingly.

(By order of the Governor)

BISHWANATH SINHA

ADDITIONAL CHIEF SECRETARY

Assistant Registrar, Supreme Court of India, New Delhi

Advocate General, Kerala, Ernakulam (with C/L).

Convict No. 417, P.K. Azeez, Central Prison & Correctional Home, Viyyur, Thrissur (through the Superintendent)

Director General of Prisons and Correctional Services,
Thiruvánanthapuram
Superintendent, Central Prison & Correctional Home, Viyyur, Thrissur
General Administration (SC) Department
Web & New media, I&PRD
Stock File.

Forwarded /By order

Section Officer