



GOVERNMENT OF KERALA

Abstract

Prisons and Correctional Services- Judgment dated 03.10.2024 of Hon'ble High Court of Kerala in WP (Crl.) No. 916/2024, filed by Rahul S. - Complied with - Orders issued.

HOME (B) DEPARTMENT

G.O.(Rt)No.1489/2026/HOME Dated,Thiruvananthapuram, 28-04-2026

- Read: 1. Representation dated 16.08.2024, submitted by Shri Rahul S.
2. Judgment dated 03.10.2024 of Hon'ble High Court in WP (Crl.) No. 916/2024, filed by Rahul S.
3. Letter No. WP1-25521/2024/PrHQ, dated 28.11.2024 of the Director General of Prisons and Correctional Services.
4. Letter No. KPCS /CP/VYR/322/2025 dated 27.05.2025 of the Director General of Prisons and Correctional Services.

ORDER

The Hon'ble High Court of Kerala, in their Judgment read as 2nd paper above, in W.P. (Crl.) No. 916/2024, filed by Rahul S., issued the following direction:

“4. Accordingly, there will be a direction to the competent amongst respondents 1 and 2 to consider Exhibit-P3 application submitted by the petitioner for premature release of his father, Convict No.4727 of Central Prison & Correctional Home, Viyyur, without undue delay, preferably in a time bound manner, and in accordance with law. The writ petition is disposed of as above.”

2. The petitioner, Rahul S., had earlier submitted the representation referred to as the 1st paper above (marked as Exhibit P3 in the writ petition) seeking the premature release of his father, C. No. 4727 Shaji, who is serving life sentence at the Central Prison and Correctional Home, Viyyur. His case has been considered by the Jail Advisory Committee on multiple occasions—in the years 2019, 2020, 2022, 2023, 2024 and 2025—since he has completed more than 14 years of

actual imprisonment. However, the Committee did not recommend him for premature release on any of these occasions. The Jail Advisory Committees declined to recommend his premature release, citing the heinous nature of the crime and adverse Police and Probation reports.

4. Government have examined the matter in detail. As per Rule 462 of the Kerala Prisons and Correctional Services (Management) Rules, 2014, recommendation from the Jail Advisory Committee is a prerequisite for the Government to exercise its power to grant premature release to prisoners. Since no such recommendation has been received in Government, the representation submitted by the petitioner (Exhibit P3) cannot be considered favourably at this stage and is accordingly declined. The case will be duly reconsidered as and when an appropriate recommendation from the Jail Advisory Committee is received in the Government.

5. The directions contained in the judgment read as 2nd para above is complied with accordingly.

(By order of the Governor)

BISHWANATH SINHA

ADDITIONAL CHIEF SECRETARY

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

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Director General of Prisons and Correctional Services,

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Web & New media division, I& PR Department

Stock File.

Forwarded /By order

Section Officer