

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-07-2026

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CORAM

THE HON'BLE DR.JUSTICE ANITA SUMANTH

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

HCP Nos. 933, 935, 936 and 940 of 2026

Shakeela Banu
W/o.D.Yesudass @ Jesudass,
No.8, Maharajakalam,
Chandrapuram, Walayar,
Palakad,
Kerala 678 624.

..Petitioner in
HCP.No.933 of 2026

Susmitha
W/o.Sakthivel,
No.10/27, Arisanatheru, Chennakarai,
Kariyamanikkam West, Manachanallur,
Tiruchirappalli,
Tamil Nadu - 621 213.

..Petitioner in
HCP.No.935 of 2026

Jancy
W/o.Johnraj,
No. 4/393, North Street,
Malaiyapatti, Tiruchirappalli,
Tamilnadu - 621 307.

..Petitioner in
HCP.No.936 of 2026

T.Jeyarani
W/o.Mr.Sivakumar,
No.101, Rajeev Ganthi Street,
Thuvakudimalai North,
Tiruchirappalli-620 022.

..Petitioner in
HCP.No.940 of 2026

Vs



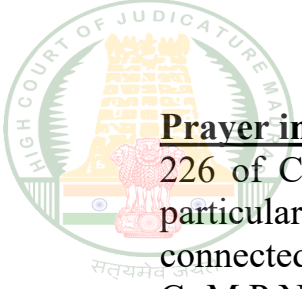
1. The State of Tamil Nadu Represented by The Secretary to Government
Home, Prohibition and Excise Department,
Fort St.George,
Chennai 600 009.

2. The District Collector and District Magistrate,
Tiruppur District,
Tiruppur.
3. The Superintendent,
Central Prison,
Coimbatore,
Coimbatore District.
4. The Superintendent of Police,
Tiruppur District,
Tiruppur.
5. The Inspector of Police
Palladam Police Station,
Tiruppur District,
Tiruppur.

..Respondent(s) in all
HCP's

Prayer in HCP No. 933 of 2026: Habeas Corpus petition filed under Article 226 of Constitution of India for issuance of a writ order or direction and in particular to issue a WRIT OF HABEAS CORPUS to call for the entire records connected with the order of detention passed by the 2nd respondent in Cr.M.P.No. 88/Goonda/2025 dt. 05.10.2025 and quash the same, consequently, directing the respondents to produce the detenu/the petitioner's husband Mr.Jesudass S/o.Late. Dharumaraj aged about 40 years, detained in the Central Prison, Coimbatore before the Hon'ble Court and set him at liberty.

Prayer in HCP No. 935 of 2026: Habeas Corpus petition filed under Article 226 of Constitution of India for issuance of a writ order or direction and in particular to issue a WRIT OF HABEAS CORPUS to issue any writ, order or direction in the nature of WRIT OF HABEAS CORPUS, call for the entire records connected with the order of detention passed by the 2nd respondent in Cr.M.P.No.85/GOONDA/2025 dated 05.10.2025 and quash the same, consequently, directing the respondents to produce the Detenu/the Petitioner's husband Mr.Sakthivel, S/o.Vengadesan aged about 25 years, detained in the Central Prison, Coimbatore before the Hon'ble Court and set him at liberty and thus render justice.



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Prayer in HCP No. 936 of 2026: Habeas Corpus petition filed under Article 226 of Constitution of India for issuance of a writ order or direction and in particular to issue a WRIT OF HABEAS CORPUS to call for the entire records connected with the order of detention passed by the 2nd respondent in Cr.M.P.No. 87/Goonda/2025 dt. 05.10.2025 and quash the same, consequently directing the respondents to produce the detenu/the petitioners son Mr.Ravibosco, S/o.Johnraj aged about 29 years, detained in the Central Prison, Coimbatore before the Honble Court and set him at liberty.

Prayer in HCP No. 940 of 2026: Habeas Corpus petition filed under Article 226 of Constitution of India for issuance of a writ order or direction and in particular to issue any writ order or direction in the nature of Writ of Habeas Corpus call for the entire records connected with the order of detention passed by the 2nd respondent in Cr.M.P.No.86/Goonda/2025 dated 05.10.2025 and quash the same consequently directing the respondents to produce the Detenu/the petitioner's son Mr.Gowtham, S/o.Siva Kumar aged about 25 years detained in the Central Prison, Coimbatore before the Hon'ble Court and set him at liberty.

In all HCP's

For Petitioner(s): Mr.K.Thilageswaran

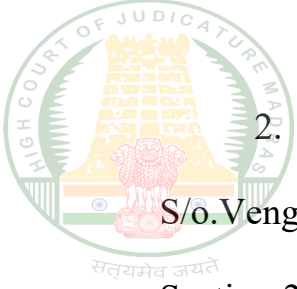
For Respondent(s): Mr. C.R. Malarvannan

Counsel For Government Of Tamil Nadu
(criminal Side)

Common Order

(Order of the Court was made by Dr.Anita Sumanth J.)

In HCP.No.933 of 2026, the wife of the detenu viz., Jesudass, S/o.Dharumaraj, male, aged 40 years, who has been branded as Goonda under Section 2(f) of the Tamil Nadu Preventive Detention Act, 1982 (Act), has filed this habeas corpus petition.



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2. In HCP.No.935 of 2026, the wife of the detenu viz., Sakthivel, S/o.Vengatesan, male, aged 25 years, who has been branded as Goonda under Section 2(f) of the Tamil Nadu Preventive Detention Act, 1982 (Act), has filed this habeas corpus petition.

3. In HCP.No.936 of 2026, the wife of the detenu viz., Ravibosco, S/o.Johnraj, male, aged 29 years, who has been branded as Goonda under Section 2(f) of the Tamil Nadu Preventive Detention Act, 1982 (Act), has filed this habeas corpus petition.

4. In HCP.No.940 of 2026, the wife of the detenu viz., Gowtham, S/o.Sivakumar, male, aged 25 years, who has been branded as Goonda under Section 2(f) of the Tamil Nadu Preventive Detention Act, 1982 (Act), has filed this habeas corpus petition.

5. We have heard Mr.K.Thilageswaran, learned counsel for the petitioner and Mr.C.R.Malarvannan, learned counsel for Government of Tamil Nadu (criminal Side), learned counsel for the respondents in all HCP's.

6. One of the grounds in the detention order dated 05.10.2025 is that the detenus may be enlarged on bail. The subjective satisfaction of the detaining authority is really no subjective satisfaction at all for the reason that neither the detenus nor their family members have, admittedly, filed bail applications. Despite this, the authority goes on to state that detenus would be enlarged on



bail for which there are no credible statements that have been recorded from the relatives of the detenus to such effect. Hence the subjective satisfaction of the authority is nothing but mere ipse dixit. The subjective satisfaction of the detaining authority is hence vitiated on this aspect and non-application of mind is writ large in the matter.

7. In light of the above, these Habeas Corpus Petitions are allowed and the Detention Orders passed by the second respondent in Cr.M.P.No.88/GOONDA/2025, Cr.M.P.No.85/GOONDA/2025, Cr.M.P.No.87/GOONDA/2025, Cr.M.P.No.86/GOONDA/2025, all dated 05.10.2025 are set aside.

8. The detenus, viz., Jesudass, S/o. Dharumaraj, male aged 40 years, Sakthivel, S/o. Vengatesan, male aged 25 years, Ravibosco, S/o. Johnraj, male aged 29 years, Gowtham, S/o. Sivakumar, male aged 25 years, all now confined in Central Prison, Coimbatore, are directed to be set at liberty forthwith, unless their presence is required in connection with any other case.

(A.S.M.,J.) (S.M.,J.)

07-07-2026

dp

Index: Yes/No

Speaking

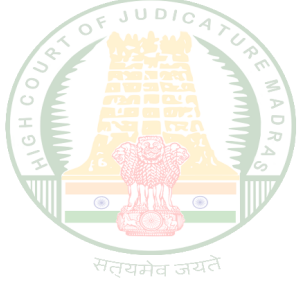
Neutral Citation: Yes

Note to Registry: Issue Today.



To

1. The Secretary to Government
Home, Prohibition and Excise Department,
Fort St.George,
Chennai 600 009.
2. The District Collector and District Magistrate,
Tiruppur District,
Tiruppur.
3. The Superintendent,
Central Prison,
Coimbatore,
Coimbatore District.
4. The Superintendent of Police,
Tiruppur District,
Tiruppur.
5. The Inspector of Police
Palladam Police Station,
Tiruppur District,
Tiruppur.
6. The Public Prosecutor,
High Court of Madras.
7. The Joint Secretary to Government,
Public (Law and Order),
Secretariat, Fort.St.George, Chennai -9.



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HCP Nos. 933, 935, 936 and 940 of 2



DR.ANITA SUMANTH J.

AND

SUNDER MOHAN J.

DP

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