



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.07.2015

CORAM

THE HONOURABLE DR.JUSTICE S.TAMILVANAN
and
THE HONOURABLE MR.JUSTICE B.RAJENDRAN

H.C.P. No.12 of 2015

Jeeva

.. Petitioner

Vs.

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

2.The Commissioner of Police,
Chennai City, Egmore, Chennai-8.

.. Respondents

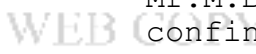
Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus to call for the records and to quash the same relating to the detention of the petitioner's son namely Stephen, son of Easupatham, aged about 24 years, detained under Act 14/1982 vide detention order dated 10.12.2014 on the file of the 2nd respondent herein made in Memo No.2127/BDFGISSV/2014 and consequently direct the respondents herein to produce the body and person of the said detenu before this Court and thereafter set him at liberty from Central Prison, Puzhal, Chennai.

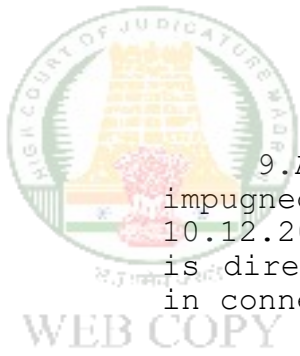
For Petitioner	:	Mr.M.Baskar
For Respondents	:	Mr.M.Maharaja, APP

ORDER

[Order of the Court was made by S.TAMILVANAN, J.]

Challenge is made to the order of detention passed by the second respondent vide Proceedings in Memo No.2127/BDFGISSV/ 2014, dated 10.12.2014 whereby the detenu/son of the petitioner, by name, Stephen, son of Easupatham, aged about 24 years, was ordered to be detained under the provisions of the Tamil Nadu Prevention of Dangerous Activities of Bootleggers, Drug Offenders, Forest Offenders, Goondas, Immoral Traffic Offenders, Sand Offenders, Slum-grabbers and Video Pirates Act, 1982 (Tamil Nadu Act 14 of 1982) branding him as a "Goonda".





9. Accordingly, the Habeas Corpus Petition is allowed and the impugned detention order in Memo No.2127/BDFGISSV/2014, dated 10.12.2014 passed by the second respondent is set aside. The detenu is directed to be released forthwith unless his presence is required in connection with any other case.

Sd/-
Assistant Registrar

True Copy

Sub Assistant Registrar

To

1.The Secretary to Government,
Home, Prohibition & Excise Department,
Fort St. George, Chennai 600 009.

2.The Commissioner of Police,
Chennai City, Egmore, Chennai-8.

3.The Superintendent,
Central Prison, Puzhal,
Chennai-600 066.

4.The Joint Secretary to Government,
Public (L&O) Fort st.George, Chennai.

5.The Public Prosecutor,
High Court, Madras.

Sv(co)
krd 16/7

H.C.P. No.12 of 2015