

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 12.08.2015

CORAM

THE HONOURABLE DR.JUSTICE S.TAMILVANAN
AND
THE HONOURABLE MR.JUSTICE C.T.SELVAM

H.C.P. No.1216 of 2015

M.Nagarathinam

... Petitioner

-v-

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

2.The District Collector and
District Magistrate,
Krishnagiri District, Krishnagiri.

... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Habeas Corpus to call for the records of the impugned order in S.C. No.38/2015 dated 28.04.2015 on the file of second respondent herein and quash the same as illegal and direct the respondents to produce the detenu Mallesh, S/o.Appojiyappah, aged about 45 years, now confined at Central Prison, Salem before this Court and to set him at liberty.

For Petitioner : Mr.R.Sankarasubbu

For Respondents : Mr.M.Maharaja
Additional Public Prosecutor

O R D E R

(Order of the Court was made by S.TAMILVANAN,J.)

The petitioner, who is the wife of the detenu Mallesh, S/o.Appojiyappah, aged about 45 years, has come forward with this petition challenging the detention order in S.C. No.38/2015 dated 28.04.2015 passed by the second respondent against her husband branding him as a "Sand Offender" under 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].

2.The learned Additional Public Prosecutor would submit that the order of detention passed by the second respondent as against the husband of the petitioner dated 28.04.2015 has been revoked by the Government in G.O. [Rt] No.3850, Home, Prohibition & Excise [XV] Department dated 18.06.2015 and he has also produced a copy of the said order.

3. Recording the submission of the learned Additional Public Prosecutor, this petition is closed as the same has become infructuous.

Sd/-

Assistant Registrar

True Copy

Sub Assistant Registrar

cse

To

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

2.The District Collector and
District Magistrate,
Krishnagiri District, Krishnagiri.

3.The Superintendent of Central Prison,
Salem.

4.The Joint Secretary to Government
Public (Law & Order)
Fort St.George,Chennai-9

5.The Public Prosecutor,
High Court of Madras,
Chennai 600 104.

rsk(co)
pmk.4.9.2015

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