

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 28.09.2015

CORAM

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

H.C.P. No.1470 of 2015

Kosala Devi

... Petitioner/Wife of the Detenue

-v-

1.State of Tamil Nadu,
Rep. by the Secretary, Home
Prohibition and Excise Department,
Fort St. George, Chennai-9

2.The District Collector and District Magistrate,
Collectorate Office,
Villupuram District.

3.The Additional Secretary,
Government of India,
Ministry of Consumer Affairs Food and
Public Distribution,
(Department of Consumer Affairs),
Room No.270, Krishi Bhavan,
New Delhi

... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Habeas Corpus calling for the records relating to the detention order passed by the second respondent in No.C2/10456/2015 dated 04.06.2015 under SEction 3(1) r/w.3(2)(b) of the Prevention of Black Marketing and Maintenance of Supplies of Essential Commodities Act 1980 (Central Act 7 of 1980) and set aside the same and direct the respondent to produce the petitioner's husband, Chandrasekar, Son of Elumalai, aged about 29 years, now confined in Central Prison, Cuddalore before this Court and set the petitioner's husband /the detenue herein at liberty forthwith.

For Petitioner : No appearance

For Respondents: Mr.M.Maharaja
1 & 2 Addl. Public Prosecutor

For R3 : No Appearance

O R D E R

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

The petitioner, who is the wife of the detenu Chandrasekar,, S/o.Elumalai, aged about 29 years, has come forward with this petition challenging the detention order in No.C2/101456/2015 dated 04.06.2015 passed by the second respondent against her husband branding him as a "Black Marketeer" under the provisions of Prevention of Black Marketing and Maintenance of Supplies of Essential Commodities Act, 1980 (Act No.7 of 1980).

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the order of detention passed by the second respondent as against the husband of the petitioner dated 04.06.2015 has been revoked by the Government in G.O. [Rt] No.263, Co-operation, Food and Consumer Protection (E1) Department, dated 22.07.2015 and he has also produced a copy of the said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/-
Deputy Registrar (Judicial)

/true copy/

Sub Asst. Registrar

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To

- 1.The Secretary, Home
Prohibition and Excise Department,
Fort St. George, Chennai-9
- 2.The District Collector and District Magistrate,
Collectorate Office,
Villupuram District.
- 3.The Additional Secretary,
Government of India,
Ministry of Consumer Affairs Food and
Public Distribution,
(Department of Consumer Affairs),
Room No.270, Krishi Bhavan,
New Delhi
- 4.The Public Prosecutor,
High Court of Madras,
Chennai 600 104.

vgi co, kra 06/11/2015

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