

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 14.09.2015

CORAM

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

H.C.P. No.1519 of 2015

M.M.Vidyashankar

... Petitioner

-v-

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

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

... 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 in C.M.P. No.38/Goonda/2015/MI dated 27.05.2015 on the file of the second respondent herein and to quash the same as illegal and to direct the respondents to produce the detenu Mathiyalagan, son of Narayanan, aged about 48 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 brother of the detenu Mathiyalagan, son of Narayanan, aged about 48 years, has come forward with this petition challenging the detention order in C.M.P. No.38/Goonda/2015/MI dated 27.05.2015 passed by the second respondent against his brother branding him as a "Goonda" 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the order of detention passed by the second respondent as against the brother of the petitioner dated 27.05.2015 has been revoked by the Government in G.O. [Rt] No.4358, Home, Prohibition & Excise [XIV] Department dated 15.07.2015 and he has also produced a copy of the said order.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/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

cse

To

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

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

3.The Superintendent of Central Prison,
Salem.

4. The Joint Secretary to Government Public
(Law & order), Fort St. George, Chennai. 600 009.

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

KM(CO)
EU 08.10.15

H.C.P. No.1519 of 2015

WEB COPY