

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 09.03.2015

Coram:

THE HONOURABLE MR.JUSTICE M.JAICHANDREN
and
THE HONOURABLE MS.JUSTICE K.B.K.VASUKI

H.C.P.No.2312 of 2014

Nithya @ Nithyanandam @ Pallu Nithya .. Petitioner

vs.

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

2.The Commissioner of Police
Chennai Police
Chennai 600 008.

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus calling for the entire records, relating to petitioner's detention under Tamil Nadu Act 14 of 1982 vide detention order, dated 08.08.2014 on the file of the second respondent herein made in proceedings BDFGISSV No.918/2014 and quash the same as illegal and consequently direct the respondents herein to produce the said petitioner namely Nithya @ Nithyanandam @ Pallu Nithya, son of Venugopal, aged 27 years before this Court and set the petitioner at liberty from detention, now petitioner detained at Central Prison - II, Puzhal, Chennai 600 066.

For Petitioner .. Mr.C.C.Chellappan
For Respondents .. Mr.C.Emalias, Addl.P.P.

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O R D E R

The petitioner, who is the detenu, Nithya @ Nithyanandam @ Pallu Nithya, Son of Venugopal, aged about 27 years, has come forward with this petition challenging the detention order passed by the 2nd respondent dated 08.08.2014 against him 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would submit that the order of detention passed by the 2nd respondent as against the petitioner on 08.08.2014 has been revoked by the Government in G.O. [Rt] No.4743, dated 26.09.2014 and he has also produced a copy of the said order.

3. Recording the submission of the learned Additional Public Prosecutor, this petition is dismissed as infructuous.

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

gms

To

- 1.The Secretary to Government
Home, Prohibition and Excise Department
Fort St.George, Chennai 600 009.
State of Tamil Nadu
- 2.The Commissioner of Police
Chennai Police
Chennai 600 008.
- 3.The Public Prosecutor, High Court, Chennai.
4. The Superintendent, Central Prison-II Puzhal, Chennai
5. The Joint Secretary to Government Public (Law & Order),
Fort. St.George, Chennai

H.C.P.No.2312 of 2014

RJ(CO)
PKS
20/03/2015

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