

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.01.2016

CORAM:

THE HONOURABLE MR.JUSTICE R.SUDHAKAR

and

THE HONOURABLE MR.JUSTICE P.N.PRAKASH

H.C.P.No.1852/2015

Rajikumar

.. Petitioner

vs.

- 1.The Secretary to Government
State of Tamil Nadu
Home, Prohibition & Excise Department
Fort St George, Chennai 600009.
 - 2.The District Collector & District Magistrate
O/o.The Collectorate Office, Coimbatore District.
 - 3.The Additional Secretary
Government of India, Ministry of Consumer Affairs
Food and Public Distribution, [Dept. of Consumer Affairs]
Room No.270, Krishi Bhawan, New Delhi 110 001.
- .. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Habeas Corpus calling for the entire records relating to the petitioner's brother's detention u/s.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] vide detention order dated 24.07.2015 on the file of the 2nd respondent herein made in proceedings Memo Cr.MP.No.42/BM/2015 [E1] quash the same as illegal and consequently direct the respondents herein to produce the petitioner's brother namely V.Rithishkumar @ Rathish, son of Vasu, aged 31 years before this Court and set the petitioner's brother at liberty from detention now the petitioner's brother detained at Central Prison, Coimbatore.

For Petitioner .. Mr.S.Vinoth
For RR 1 & 2 .. Mr.M.Maharaja,APP
For R.3 .. Mr.S.Arockiam, ACGSC.

ORDER

(Order of the Court was made by P.N.PRAKASH J.)

The learned Additional Public Prosecutor would submit that the detention order was passed on 24.07.2015 and the period of detention, viz., six months, was already over and that the petition has become infructuous.

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

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

ap
To

- 1.The Secretary to Government
State of Tamil Nadu
Home, Prohibition & Excise Department
Fort St George, Chennai 600009.
- 2.The District Collector & District Magistrate
O/o.The Collectorate Office, Coimbatore District.
- 3.The Additional Secretary
Government of India, Ministry of Consumer Affairs
Food and Public Distribution, [Dept. of Consumer Affairs]
Room No.270, Krishi Bhawan, New Delhi 110 001.
4. The Public Prosecutor,
Madras High Court, Madras.
5. The Joint Secretary to Government
Public law and Order Fort St.George
Chennai-9

+1 cc to Mr.S.Arockiam ACGSC sr.4196/16

H.C.P.No.1852/2015

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aa05/02/2016