

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.02.2016

CORAM

THE HONOURABLE DR.JUSTICE S.TAMILVANAN
AND
THE HONOURABLE MR.JUSTICE D.HARIPARANTHAMAN

H.C.P. No.2094 of 2015

Rajesh

... Petitioner

-Vs-

1.State of Tamilnadu rep. by
Secretary of State,
Prohibition and Excise Department,
Fort St. George, Chennai-600 009.

2.The Commissioner of Police,
Poonamallee High Road,
Vepery, Chennai-600 007.

... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Habeas Corpus calling upon the production of the records relating to the detention order dated 31.07.2015 made in Memo No.665/BCDFGISSSV/2015 passed by the second respondent herein and quash the same and direct the respondents to produce the body or person of the petitioners brother Gopi, son of Raja, aged about 25 years, branded as Goonda and now confined in Central Prison, Puzhal, Chennai, before this Court and set him at liberty forthwith.

For Petitioner : Mr.C.Mohan Raj

For Respondents : Mr.A.N.Thambidurai
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 Gopi, son of Raja, aged about 25 years, has come forward with this petition challenging the detention order Memo No.665/BCDFGISSSV/2015 dated 31.07.2015 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the order of detention passed by the second respondent as against the brother of the petitioner dated 31.07.2015 has been revoked by the Government in G.O. [Rt] No.5825, Home, Prohibition & Excise [X] Department dated 15.09.2015 and he has also produced a copy of the said order.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(J)

//True Copy//

Sub Assistant Registrar

vga

To

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

2.The Commissioner of Police,
Poonamallee High Road,
Vepery, Chennai-600 007.

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

4.The Superintendent of Central Prison,
Puzhal, Chennai.

H.C.P. No.2094 of 2015

SVI (CO)
CA(19/02/2016)