

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 3.3.2016

CORAM

THE HONOURABLE MR.JUSTICE M.JAICHANDREN
and
THE HONOURABLE MR.JUSTICE S.NAGAMUTHU

H.C.P.No.2349 of 2015

Padma

..Petitioner

Vs.

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

2. The Commissioner of Police
Chennai Police
Vepery, Chennai-7

..Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Habeas Corpus calling for the entire records leading to the detention of the petitioner's husband Mohan @ Dharga Mohan son of Ellappan male aged about 55 years is presently lodged in Central Prison Puzhal at Chennai and has been detained under Act 14/82 as a Goonda vide detention order dated 31.8.2015 on the file of the 2nd respondent herein made in Memo No.847/BDFGISSSV/2015 quash the same and consequently direct the respondents herein to produce the body and person of the said detenu before this Court and thereafter set him at liberty from the Central Prison, Puzhal, Chennai.

For Petitioner : Mr.T.V.Somasundaram

For Respondents : Mr.A.N.Thambi Durai

Addl. Public Prosecutor

O R D E R

[Order of the Court was made by M.JAICHANDREN, J.]

The petitioner, who is the wife of the detenu, Mohan @ Dharga Mohan, son of Ellappan, aged about 55 years, has come forward with this petition challenging the detention order passed by the 2nd respondent dated 31.8.2015 against her husband branding him as a "Goonda" under the Tamil Nadu Prevention of

Dangerous Activities of Bootleggers, Cyber Law Offenders, Drug Offenders, Forest Offenders, Goondas, Immoral Traffic Offenders, Sand Offenders, Sexual 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that the order of detention passed by the 2nd respondent as against the husband of the petitioner dated 31.8.2015 has been revoked by the Government in G.O.Rt No.6536, dated 16.10.2015 and he has also produced a copy of the said order.

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

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

To

- 1.The Secretary to the Government
The State of Tamil Nadu
Home Prohibition & Excise Department
Fort St. George,
Chennai - 600 009
2. The Commissioner of Police
Chennai Police
Vepery, Chennai
- 3.The Public Prosecutor,
High Court, Madras.
4. The Superintendent, Central Prison,
Puzhal, Chennai-66.
5. The Joint Secretary to Government Public
(Law & order), Fort St. George, Chennai. 600 009.

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BVR(CO)
Eu 05.04.16