

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.03.2016

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN
and
THE HON'BLE MR.JUSTICE M.SATHYANANARAYANAN

H.C.P.No. 2402 of 2015

J.Esther ... Petitioner/Wife of the detenue

Vs.

1.The State rep by
The Secretary to Government
Home, Prohibition and Excise Department
Secretariat, Chennai 600 009.

2.The Commissioner of Police
Commissioner Office (Goondas Section)
Vepery, Chennai 7.

3.The Inspector of Police (Law & Order)
S-13, Chrompet Police Station
Chennai 44.

... Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Habeas Corpus, to call for the records relating to the detention order passed by the second respondent pertaining to the order made in 881/BCDFGISSSV/2015 dated 07.09.2015 detaining the detenu under Section 3(1) of Tamil Nadu Act 14 of 1982, as a GOONDA and quash the same and direct the respondents to produce the detenu who is Jayanthinathan, S/o Rameshkumar, Male, aged about 25 years old, who detained at Central Prison at Puzhal before this Court and set him at liberty.

For Petitioner : Mr.S.Ramajayam

For Respondents : Mr.A.N.Thambidurai
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, Jayanthinathan, Son of Rameshkumar, aged about 25 years, has come forward with this petition challenging the detention order

passed by the 2nd respondent dated 07.09.2015 against her husband 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that the order of detention passed by the 2nd respondent as against the husband of the petitioner dated 07.09.2015 has been revoked by the Government in G.O. [Rt] No.6773, dated 28.10.2015 and he has also produced a copy of the said order.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(AS)

//True Copy//

Sub Assistant Registrar

To

1.The Secretary to Government
Home, Prohibition and Excise Department
Secretariat, Chennai 600 009.

2.The Commissioner of Police
Commissioner Office (Goondas Section)
Vepery, Chennai 7.

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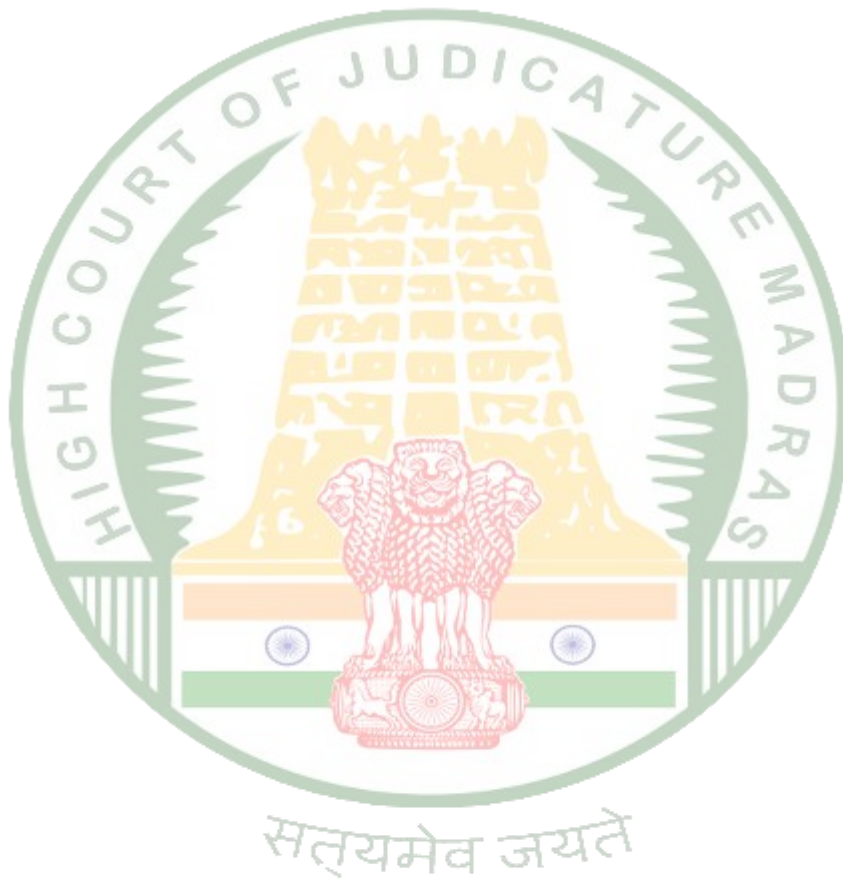
4.The Additional Public Prosecutor
High Court, Madras.

5.The Superintendent,
Central Prison,
Puzhal, Chennai.

6.The Joint Secretary to Government,
Public(Law & Order),
Fort Saint George, Chennai - 9.

H.C.P.No.2402 of 2015

msm(CO)
srg(22/03/2016)



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