

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 03.02.2016

CORAM

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

H.C.P. No.2545 of 2015

M.Sarasa

... Petitioner

-v-

1. The State rep. by its
Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai-600 009.
2. The Commissioner of Police,
Office of the Commission of Police,
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 for the records relating to the order of detention made in vide Memo No.633/BCDFGISSSV/2015 dated 29.07.2015 passed by the second respondent herein and set aside the same and consequently direct the above respondent to produce the detenu Mr.Surya alias Kathiravan Son of Munisamy, aged 23 years, who is detained now in Central Prison, Puzhal, Chennai before this Court and set him at liberty forthwith.

For Petitioner : Mr.J.Arul Prakasam

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 mother of the detenu M.Surya alias Kathiravan, Son of Munusamy, aged about 23 years, has come forward with this petition challenging the detention order made in No. 633/BCDFGISSSV/2015 dated 29.07.2015 passed by the second respondent against her son 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that the order of detention passed by the second respondent as against the son of the petitioner dated 29.07.2015 has been revoked by the Government in G.O. [Rt] No.5835, Home, Prohibition & Excise [XIII] Department dated 15.09.2015 and he has also produced a copy of the said order.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.

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-s/d-

Assistant Registrar

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,
Office of the Commission of Police,
Vepery, Chennai-600 007.
3. The Public Prosecutor,
High Court of Madras,
Chennai 600 104.
4. The Superintendent of Central Prison,
Puzhal, Chennai.

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H.C.P. No.2545 of 2015

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