

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 04.02.2016

CORAM

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

H.C.P. No.2779 of 2015

Amsa

... Petitioner

-v-

1.Government of Tamil Nadu,
rep. by its Principal Secretary,
Home, Prohibition and Excise (XVI) Department,
Fort St. George, Chennai-600 009.

2.The District Collector and
District Magistrate,
Erode District, Erode.

... 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 in Cr.M.P. No.37/Bootlegger/2015/C1 dated 05.10.2015 on the file of the second respondent herein and quash the same and direct the respondents herein to produce the body of petitioner's husband Kandasamy, aged 52 years, son of Late Arumuga Gounder, now confined in Central Prison, Coimbatore, before this Court and set him at liberty.

For Petitioner : Ms.R.Subhadra Devi

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 wife of the detenu Kandasamy, aged 52 years, son of Late Arumuga Gounder, has come forward with this petition challenging the detention order in Cr.M.P. No.37/Bootlegger/ 2015/C1 dated 05.10.2015 passed by the second respondent against her husband branding him as a "Bootlegger" 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the order of detention passed by the second respondent as against the husband of the petitioner dated 05.10.2015 has been revoked by the Government in G.O. [Rt] No.7824, Home, Prohibition & Excise [IX] Department dated 26.11.2015 and he has also produced a copy of the said order.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.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1.The Principal Secretary to Government of
Tamil Nadu Home, Prohibition and
Excise (XVI) Department,
Fort St. George, Chennai-600 009.

2.The District Collector and
District Magistrate,
Erode District, Erode.

3.The Superintendent of Central Prison,
Coimbatore.

4. The Joint Secretary to Government
Public Law and Order Fort St.George,

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

H.C.P. No.2779 of 2015

aa18/02/2016