

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.11.2016

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN  
and  
THE HON'BLE MR.JUSTICE S.BASKARAN

H.C.P.No.1054 of 2016

Fathima ... Petitioner / Wife of the  
detenu

Vs

1.The Commissioner of Police  
Office of the Commissioner of Police  
Chennai Police.

2.The Secretary to Government of Tamil Nadu  
Home, Prohibition and Excise Department  
Fort St. George, Chennai. ... Respondents

Prayer: Petition is filed under Article 226 of the Constitution of India, praying to issue a WRIT OF HABEAS CORPUS to call for the records in connection with the order of detention passed by the second respondent dated 27.04.2016 in Proceedings No.482/BCDFGISSSV/2016, under the Tamil Nadu Act 14 of 1982 and to set aside the same and to direct the respondents to produce the detenu, namely, R. Boopathy, aged about 23 years, the detenu, now confined in the Central Prison-II, Puzhal, Chennai, before this Court and set him at liberty.

For Petitioner : M/s.S.Senthilvel

For Respondents : Mr.V.M.R.Rajentren,  
Additional Public Prosecutor

WEB COPY  
ORDER

(Order of the Court was made by M.JAICHANDREN,J.)

This Habeas Corpus Petition has been filed, by the wife of the detenu, namely, Boopathy, Son of Raja, aged about 23 years, praying that this Court may be pleased to issue a Writ of Habeas Corpus, to call for the records, in No.482/BCDFGISSSV/2016, dated 27.04.2016, passed by the second Respondent, detaining the detenu,

under Section 3(1) of 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), branding him as a "Goonda", in the Central Prison, Puzhal, Chennai, and to quash the same and to direct the Respondents to produce the body of the detenu and to set him at liberty forthwith.

2. At this stage of the hearing of the Habeas Corpus Petition, the learned Additional Public Prosecutor, appearing on behalf of the respondents would submit that the order of detention passed by the second respondent, against the husband of the petitioner, dated 27.04.2016, has been revoked by the Government, in G.O. Rt. No.2894, Home, Prohibition and Excise (X) Department, dated 30.06.2016 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.

rnb

Sd/-  
Assistant Registrar

/TRUE COPY/

Sub-Assistant Registrar

To

1.The Commissioner of Police  
Office of the Commissioner of Police  
Chennai Police.

2.The Secretary to Government of Tamil Nadu  
Home, Prohibition and Excise Department  
Fort St. George, Chennai.

3.The Public Prosecutor,  
High Court, Madras.

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

WEB COPY

H.C.P.No.1054 of 2016

CA[CO]  
MK:30/12/2016