

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.11.2016

CORAM

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

H.C.P.No.1068 of 2016

Vanitha

... Petitioner

Vs

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

2. The Commissioner of Police,
Chennai City Police,
Commissioner Office, Vepery,
Chennai-600 007.

... Respondents

Prayer: 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 impugned order in No.492/BCDFGISSSV/2016, dated 28.4.2016, passed by the second respondent and set aside the same as illegal and direct the respondents to produce the detenu Manikandan @ Poochi Manikandan, son of Dhanapal, aged about 30 years, now confined in the Central Prison, Puzhal, Chennai, before this Court and set him at liberty.

For Petitioner : Mr.Ilayaraja Kandasamy

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

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, Manikandan @ Poochi Manikandan, son of Dhanapal, aged about 30 years, praying that this Court may be pleased to issue a Writ of Habeas Corpus, to call for the records, in No.492/BCDFGISSSV/2016, dated 28.4.2016, 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 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of detention passed by the second respondent, against the detenu Manikandan @ Poochi Manikandan, dated 28.4.2016, has been revoked by the Government, in G.O. Rt. No.2897, Home, Prohibition and Excise (X) Department, dated 30.6.2016 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.

Sd/-

Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

vvk

To

1. The Secretary,
The State of Tamil Nadu,
Home, Prohibition and Excise Department,
Fort St. George, Chennai-600 009.
2. The Commissioner of Police,
Chennai City,
Vepery, Chennai-600 007.
3. The Superintendent,
Central Prison,
Puzhal, Chennai.
4. The Public Prosecutor,
High Court, Madras.

H.C.P.No.1068 of 2016

KS(CO)
CA(14/12/2016)