

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.11.2016

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN

and

THE HON'BLE MR.JUSTICE S.BASKARAN

H.C.P.No.1133 of 2016

Prema

.. Petitioner

Vs

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

2.The Commissioner of Police,
Greater Chennai Police,
Chennai.

.. 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 detention order passed by the second respondent, pertaining to the order made in BCDFGISSSV No.1114/2015, dated 26.10.2015, detaining the detenu, under 2(F) of T.N.Act of 1982 as goonda and to quash the same and to direct the respondents to produce the detenu Prabha @ Prabhakaran, son of Venugopal, aged about 23 years, who is detained at the Central Prison, Puzhal, Chennai, before this Court and to set him at liberty.

For Petitioner : No appearance

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, Prabha @ Prabhakaran, aged about 23 years, son of Venugopal, praying that this Court may be pleased to issue a Writ

of Habeas Corpus, to call for the records, in BCDFGISSSV No.1114/2015, dated 26.10.2015, 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 had submitted that the period of detention, prescribed under the Tamil Nadu Act 14/1982, had already expired. Hence, the Habeas Corpus Petition has become infructuous.

3 Recording the submission of the learned Additional Public Prosecutor, this Habeas Corpus Petition stands dismissed, as infructuous.

vvk

Sd/-
Assistant Registrar (CS-)

/TRUE COPY/

Sub-Assistant Registrar

To

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

2.The Commissioner of Police,
Greater Chennai Police,
Chennai.

3.The Public Prosecutor,
High Court, Madras.

H.C.P.No.1133 of 2016

VD [CO]

MSI 02/01/2017