

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.11.2016

CORAM

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

H.C.P.No.1209 of 2016

Efsiba

.. Petitioner

Vs

- 1.The Secretary to Government,
Home, Prohibition and Excise Department,
Fort St. George,
Chennai-600 009.
- 2.The Commissioner of Police,
Commissioner Office,
Greater Chennai,
Vepery, Chennai-600 007.
- 3.The Inspector of Police,
T-4 Maduravoyal Police Station,
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 in Memo No.544/BCDFGISSV/2016, dated 4.6.2016 passed by the second respondent and to quash the same as illegal and consequently to direct the respondents to produce the detenu Easak, son of Devakumar, aged about 32 years, who is now confined at Central Prison, Puzhal, Chennai, before this Court and to set him at liberty.

For Petitioner : Mr.J.Milton Arul

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, Easak, aged about 32 years, son of Devakumar, praying that this Court may be pleased to issue a Writ of Habeas Corpus, to call for the records, in No.544/BCDFGISSV/2016, dated 04.06.2016, 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that the order of detention passed by the second respondent, against the husband of the petitioner, dated 4.6.2016, has been revoked by the Government, in G.O. Rt. No.3309, Home, Prohibition and Excise (XIII) Department, dated 22.7.2016 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/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

vvk

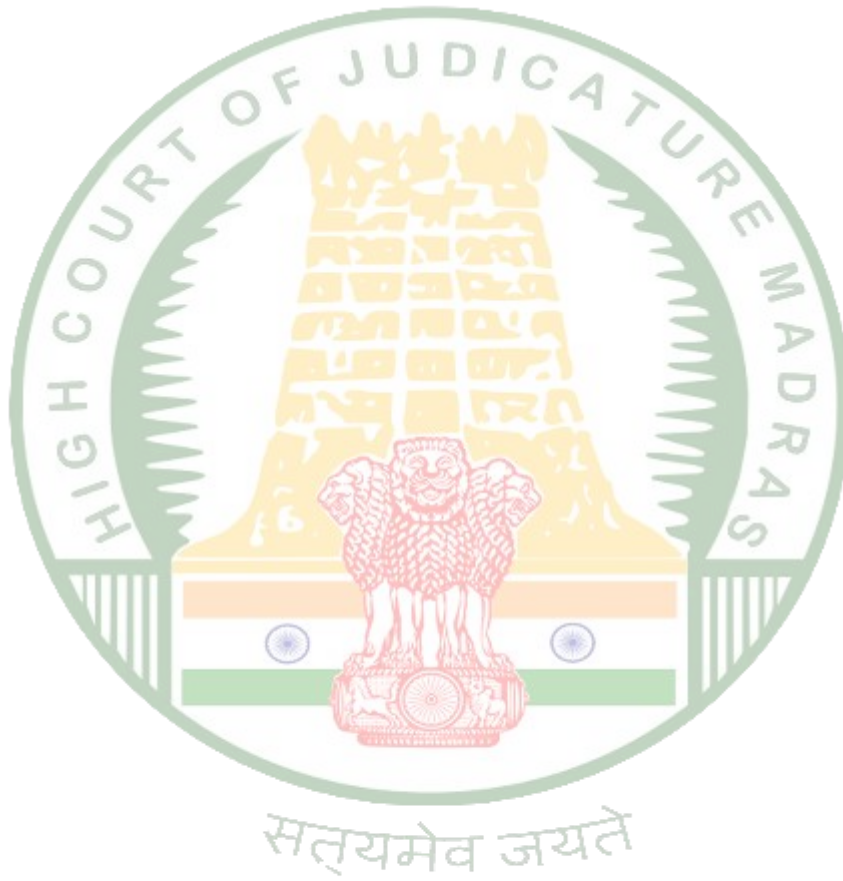
To

- 1.The Secretary to Government,
Home, Prohibition and Excise Department,
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Chennai-600 009.
- 2.The Commissioner of Police,
Commissioner Office,
Greater Chennai,
Vepery, Chennai-600 007.
- 3.The Inspector of Police,
T-4 Maduravoyal Police Station,
Chennai.
- 4.The Public Prosecutor,
High Court, Madras.

5.The superintendent of Central Prison,
Puzhal, Chennai.

H.C.P.No.1209 of 2016

RSY (CO)
RVR 20/01/2017



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