

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 23.12.2016

CORAM

THE HON'BLE Mr.JUSTICE M.JAICHANDREN
and
THE HON'BLE Mr.JUSTICE T.MATHIVANAN

H.C.P.No.1447 of 2016

Uma

.. Petitioner

Vs

1. State of Tamilnadu,
Rep. by its Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai-600 009.

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

.. Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a WRIT OF HABEAS CORPUS, to call for the entire records, relating to petitioner's husband detention under Tamil Nadu Act 14 of 1982 vide detention order, dated 27.06.2016 on the file of the second respondent herein made in proceedings No.598/BCDFGISSSV/2016 and quash the same as illegal and consequently direct the respondents herein to produce the said petitioner's husband namely Adhikesavan, son of Gnanamani, aged 32 years before this Hon'ble High Court and set the petitioner's husband detained at Central Prison-II, Puzhal, Chennai - 600 066.

For Petitioner : Mr.C.C.Chellappan
For Respondents : Mr.V.M.R.Rajentren, APP

O R D E R

This Habeas Corpus Petition has been filed, by the wife of the detenu, namely, Adhikesavan, S/o.Gnanamani, aged about 32 years, praying that this Court may be pleased to issue a Writ of Habeas Corpus, to call for the records, in No.598/BCDFGISSSV/2016, dated 27.06.2016, 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the order of detention passed by the second respondent, against the husband of the petitioner, dated 27.06.2016, has been revoked by the Government, in G.O.Rt.No.3652, Home, Prohibition and Excise (XIII) Department, dated 08.08.2016 and he has also produced a copy of the said order.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.

s/d-
Assistant Registrar (CS-VI)

//True Copy//

Sub-Assistant Registrar

vvk/gya

To

1. The Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai-600 009.
2. The Commissioner of Police
Chennai Police,
Vepery, Chennai - 600 007
3. The Joint Secretary to Government,
Public(Law & Order)
Fort. St. George, Chennai-9
4. The Superintendent,
Central Prison-II, Puzhal, Chennai-66
5. The Public Prosecutor,
High Court, Madras.

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KGK (CO)
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