

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.1477 of 2016

Muniyammal

.. Petitioner

Vs

1.The State of Tamilnadu,
Rep. by its Secretary to Government,
Home, Prohibition and Excise (XVI) Department,
Fort St. George, Secretariat,
Chennai-600 009.

2.The District Collector and
District Magistrate of
Vellore District, Vellore.

... Respondents

Petition 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 29.06.2016 in her office Ref.C3.D.O.No.32/2016 against the petitioner's mother by name Tmt.Nagamma, W/o. Narasimhan, aged about 55 years, now confined at Special Prison for Women, Vellore, Vellore District and set aside the same and direct the respondents to produce the above said detinue before this Hon'ble Court and set her at liberty.

For Petitioner : Mr.E.Kannadasan

For Respondents : Mr.V.M.R.Rajentren, APP

O R D E R

[Order of the Court was made by M.JAICHANDREN, J.]

This Habeas Corpus Petition has been filed, by the daughter of the detinue, namely, Nagamma, W/o.Late Narasimhan, aged about 55 years, praying that this Court may be pleased to issue a Writ of Habeas Corpus, to call for the records, in No.C3.D.O.No.32/2016, dated 29.06.2016, passed by the second respondent, detaining the detinue, 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 Special Prison for Women, Vellore and to quash the same and to direct the respondents to produce the body of the detainee and set her 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the order of detention passed by the second respondent, against the mother of the petitioner, dated 29.06.2016, has been revoked by the Government, in G.O.Rt.No.3678, Home, Prohibition and Excise (IX) Department, dated 09.08.2016 and he has also produced a copy of the said order.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.

Sd/-
Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

vvk/gya

To

1.The Secretary to Government,
Home, Prohibition and Excise (XVI) Department,
Fort St. George, Secretariat,
Chennai-600 009.

2.The District Collector and
District Magistrate of
Vellore District, Vellore.

3.The Public Prosecutor,
High Court, Madras.

4.The Joint Secretary to Government,
Public (Law &Order)
Fort st.George, Chennai-9

5.The Superintendent,
Special Prison for Women,
Vellore.

H.C.P.No.1477 of 2016

kgk(co)
ss(25/01/2017)