

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.05.2016

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THE HON'BLE MR.JUSTICE G.CHOCKALINGAM
and
THE HON'BLE MR.JUSTICE M.V.MURALIDARAN

H.C.P.No. 249 of 2016

R.Rajesh .. Petitioner

Vs.

1. The Secretary to Government
Home, Prohibition and Excise Department
Government of Tamil Nadu,
Fort St.George, Chennai -600 009
2. The District Magistrate
and District Collector
Salem District, Salem .. Respondents

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 second respondent pertaining to the detention order made in CMP.No.3/B.L.A./C2/2016 dated 29/01/2016 in detaining the detenu under the Tamil Nadu Act 14 of 1982 as "Bootlegger" and quash the same and further direct the respondents to produce the said detenu, namely, Thiru Umamaheshwaran son of Thiru Rajendran, aged 25 years, who is detained at Central Prison, Salem before this Court and set him at liberty.

For Petitioner : Mr.D.Veerasekaran
For Respondents : Mr.M.Maharaja
Addl. Public Prosecutor

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O R D E R

[Order of the Court was made by G.CHOCKALINGAM, J.]

The petitioner, who is the brother of the detenu, Umamaheswaran, Son of Rajendran, aged about 25 years, has come forward with this petition challenging the detention order passed by the 2nd respondent dated 29.01.2016 against his husband branding him as a "BOOTLEGGER" under the Tamil Nadu Prevention of Dangerous Activities of Bootleggers, Cyber Law

Offenders, Drug Offenders, Forest Offenders, Goondas, Immoral Traffic Offenders, Sand Offenders, Sexual Offenders, Slum Grabbers and Video Pirates Act, 1982 [Tamil Nadu Act 14 of 1982].

2.The learned Additional Public Prosecutor would submit that the order of detention passed by the 2nd respondent as against the brother of the petitioner dated 29.01.2016 has been revoked by the Government in G.O. [Rt] No.1347, dated 28.03.2016 and he has also produced a copy of the said order.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

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1. The Secretary to Government
Home, Prohibition and Excise Department
Government of Tamil Nadu,
Fort St.George, Chennai -600 009
2. The District Magistrate
and District Collector
Salem District, Salem
3. The Superintendent of Police
Central Prison, Salem
4. The Public Prosecutor
High Court, Madras.
5. The Joint Secretary to Government
Public Law and Order Fort St.George
Chennai-9

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