

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.10.2016

CORAM

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

H.C.P.No.822 of 2016

Santhi ... Petitioner/Mother of
the Detenu
Vs

1. The State of Tamil Nadu,
represented by its Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat,
Chennai-9.
 2. The Commissioner of Police,
Greater Chennai Police,
Vepery, Chennai-7.
- ... 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 connection with the order of detention passed by the second respondent, dated 29.3.2016, in Memo No.359/BCDFGISSSV /2016, and to set aside the same and to direct the respondents to produce the detenu Vinoth Kumar, son of Boopathy, aged 25 years, now confined in the Central Prison, Puzhal-II, Chennai, before this Court and set him at liberty.

For Petitioner : Mr.R.Balakrishnan

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 mother of the detenu, namely, Vinoth Kumar, son of Boopathy, aged 25 years, praying that this Court may be pleased to issue a Writ of Habeas Corpus, to call for the records, in No.359 / BCDFGISSSV/2016, dated 29.3.2016, 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that the order of detention passed by the second respondent, against the son of the petitioner, dated 29.03.2016, has been revoked by the Government, in G.O. Rt. No.2252, Home, Prohibition and Excise (XIII) Department, dated 18.5.2016 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/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

vvk

To

1. The Secretary,
State of Tamil Nadu,
Home, Prohibition and Excise Department,
Fort St. George,
Chennai-600 009.
2. The Commissioner of Police,
The Commissioner Office,
Greater Chennai Police,
Vepery, Chennai-600 007.
3. The Superintendent,
Central Prison,
Puzhal-II, Chennai.
4. The Public Prosecutor,
High Court, Madras.

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GR(CO)
CA(14/11/2016)