

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.01.2017

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN

and

THE HON'BLE MR.JUSTICE T.MATHIVANAN

H.C.P.No.1593 of 2016

P.Rajeswari ... Petitioner

Vs

- 1.The State of Tamil Nadu,
rep by the Secretary to the Government,
Home, Prohibition and Excise Department,
Fort St. George,
Chennai-9.
- 2.The Commissioner of Police,
Greater Chennai,
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, in his proceedings Memo No.751/BCDFGISSSV/2016, dated 20.7.2016, against the petitioner's son, Kumar, son of Backthavatchalam, aged about 28 years, confined in the Central Prison, Puzhal, Chennai and to set aside the same and to direct the respondents to produce the detenu before this court and to set him at liberty.

For Petitioner : Mr.I.Paul Noble Devakumar

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, Kumar, aged about 28 years, son of Bakthavachalam, praying that this Court may be pleased to issue a Writ of Habeas Corpus, to call for the records, in

No.751/BCDFGISSSV/2016, dated 20.7.2016, 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that the order of detention passed by the second respondent, against the son of the petitioner, dated 20.7.2016, has been revoked by the Government, in G.O. Rt. No.4851, Home, Prohibition and Excise (X) Department, dated 6.10.2016 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

//True Copy//

Sub Assistant Registrar

vvk

To

- 1.The Secretary,
The State of Tamil Nadu,
Home, Prohibition and Excise Department,
Fort St. George,
Chennai-600 009.
- 2.The Commissioner of Police,
Greater Chennai,
Vepery, Chennai-7.

3 The Superintendents
Central Prison, Puzhal, Chennai

4 The Joint Secretary to Govt.,
Public (Law & Order) Fort St. George,
Chennai 9

5.The Public Prosecutor,
High Court, Madras.

mg (CO)
md(07/02/2017)

H.C.P.No.1593 of 2016



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