

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.01.2017

CORAM

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

H.C.P.No.1606 of 2016

Gunasekaran

Petitioner

Vs

- 1.The Secretary to the Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St. George,
Chennai-9.
 - 2.The Commissioner of Police /Detaining Authority,
Chennai city,
Chennai.
- 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 relating to the order of detention, dated 2.7.2016, bearing ref.No.633/BCDFGISSSV/2016, passed by the second respondent, against the petitioner's son G.Senthilkumar, son of Gunasekaran, aged about 30 years, confined in the Central Prison, Puzhal, Chennai, and to quash the same and to direct the respondents to produce the detenu before this Court and to set him at liberty.

For Petitioner : Mr.R.Sivakumar
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 father of the detenu, namely, Senthilkumar, aged about 30 years, son of Gunasekaran, praying that this Court may be pleased to issue a Writ of Habeas Corpus, to call for the records, in No.633/BCDFGISSSV/2016, dated 2.7.2016, 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 to 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that the order of detention passed by the second respondent, against the son of the petitioner, dated 2.7.2016, has been revoked by the Government, in G.O. Rt. No.3655, Home, Prohibition and Excise (XIII) Department, dated 8.8.2016 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 /Detaining Authority,
Chennai city,
Chennai.

3 The Superintendent
Central Prison, Puzhal, Chennai

4 The St. Secretary Public (Law & Order)
Fort St. George Chennai 9

5.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.R. Sivakumar, Advocate, S.R.No.4212

rsy(CO)
md(09/02/2017)

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