

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 08.03.2017

CORAM

THE HONOURABLE MR. JUSTICE S.NAGAMUTHU
and
THE HONOURABLE DR.JUSTICE ANITA SUMANTH

H.C.P No.1769 of 2016

Selvi,
W/o.Kupendran

.. Petitioner/
Wife of the Detenue

Vs

1. The Secretary to the Government,
Home Prohibition & Excise Department,
Secretariat,
Chennai - 600 009.

2. The Commissioner of Police,
Greater Chennai,
Chennai.

... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus of any other writ order in the nature of Writ call for the records in Connection with the order of Detention passed by the 2nd respondent dated 05.08.2016 in No.837/BCDFGISSS/2016 against the husband of the petitioner, detenue Kubi @ Kupendran, M/A 27, S/o.Meganathan, who is confined at Central Prison, Puzhal, Chennai and to set aside the same and consequently direct the Respondents to produce the detenue before the Hon'ble Court and set him at liberty.

For Petitioner : Mr.K.S.Kaviarasu

For respondents : Mr.V.M.R. Rajentran
Addl. Public Prosecutor

ORDER

(Order of the Court was made by S. NAGAMUTHU,J.,)

The petitioner, who is the wife of the detenu Kubi @ Kupendran, aged 27 years, has come forward with this petition challenging the detention order passed by the second respondent

dated 05.08.2016 against her son branding him as a "Goonda" under 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].

2.The learned Additional Public Prosecutor would submit that the order of detention passed by the second respondent as against the son of the petitioner dated 05.08.2016 has been revoked by the Government in G.O. [Rt] No.4169 Home, Prohibition & Excise [XIII] Department dated 28.09.2016 and he has also produced a copy of the said order.

3. Recording the submission of the learned Additional Public Prosecutor, this petition is closed as the same has become infructuous.

Sd/-
Assistant Registrar

//True Copy//

sr
To Sub Assistant Registrar

1. The Secretary to the Government,
Home Prohibition & Excise Department,
Secretariat,
Chennai - 600 009.

2. The Commissioner of Police,
Greater Chennai,
Chennai.
Vepery, Chennai - 600 007.

3.The Public Prosecutor,
High Court, Chennai. सत्यमेव जयते

4.The Superintendent,
Central Prison, Puzhal,
Chennai.

5.The Joint Secretary to Government,
Public Law and Order)
Fort St. George, Chennai-9.

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MSM(CO)
RS(04/04/2017)