

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 14.03.2017

CORAM

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

H.C.P No.1854 of 2016

Sathiya

.. Petitioner

Vs

1. The Secretary to the Government
Home, Prohibition and Excise Department,
Secretariat,
St.George Fort, 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 of direction calling upon the production of the records relating to the detention order dated 09.08.2016 made in detention Order Memo No.868/BCDFGISSSV/2016 passed by the second respondent herein and quash the same and direct the respondents to produce the body or person of the petitioner's husband Kabali@Rajeshkumar, S/o Mr.Sampath Kumar, aged 28 years branded as Goonda and now confined in Central Prison, Puzhal, Chennai before this Court and set him at liberty forthwith.

For Petitioner : Mr.K.S. Kaviarasu

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

ORDER

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

The petitioner, who is the wife of the detenu Kabali@Rajeshkumar,S/o Mr.Sampath Kumar, aged 28 years, has come

forward with this petition challenging the detention order passed by the second respondent dated 09.08.2016 against her husband 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would submit that the order of detention passed by the second respondent as against her husband dated 09.08.2016 has been revoked by the Government in G.O. Rt. No.4834 Home, Prohibition & Excise [XIII] Department dated 06.10.2016 and she 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//

Sub Assistant Registrar

sr/lbm

To

1. The Secretary,
State of Tamil Nadu, Home
Prohibition and Excise Department,
Fort St.George, Chennai - 600 009.
2. The Commissioner of Police,
Greater Chennai,
Chennai-
- 3.The Superintendent of Prison,
Puzhal, Chennai.
- 4.The Joint Secretary to Government,
Public (Law & Order) Secretariat,
Chennai-9
- 5.The Public Prosecutor, High Court, Chennai.

H.C.P.No.1854 of 2016

KK (CO)

GN(27/03/2017)