

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 20.03.2017

CORAM

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

H.C.P No.2051 of 2016

M.Dharani

...Petitioner

Vs

1. State of Tamil Nadu, rep. By its
Principal Secretary,
Department of Home, Prohibition and Excise,
Secretariat, Chennai - 9.
2. The Commissioner of Police,
Chennai City, Chennai - 7.
3. The Inspector of Police,
S-7, Madipakkam Police Station
Madipakkam, Chennai - 600 097. ...Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India to issue a Writ, order or Direction in the nature of a Writ of Habeas Corpus to call for the records in Memo No.923/BCDFGISSU/2016 dated 18.8.2016 on the file of the 2nd respondent and quash the detention order as illegal and direct the respondents to produce the detenu Santhosh Kumar @ Simili son of Manivannan, aged about 23 years detenu now confined at Central Prison, Puzhal - II, Chennai and set him at liberty.

For Petitioner : M/S.S.P.Mullai

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

ORDER

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

The petitioner, who is the mother of the detenu Santhoshkumar @ Simili, S/o Mannivannan, aged 23 years, has come forward with this petition challenging the detention order

passed by the second respondent dated 18.8.2016 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that the order of detention passed by the second respondent as against the son of the petitioner dated 06.10.2016 has been revoked by the Government in G.O.(Rt).No.4869 Home, Prohibition & Excise [XVI] Department dated 06.10.2016 and he has also produced a copy of the said order.

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

s/d-
Assistant Registrar(CS-II)

True Copy

Sub-Assistant Registrar

sr/av

To

1. Principal Secretary,
Department of Home, Prohibition and Excise,
Secretariat, Chennai - 9.
2. The Commissioner of Police,
Chennai City, Chennai - 7.
3. The Superintendent Central Prison,
Puzhal II Chennai.
4. The Inspector of Police,
S-7, Madipakkam Police Station
Madipakkam, Chennai - 600 097.
5. The Public Prosecutor, High Court, Chennai.

+1cc to M/s Mullai Advocate SR.No.17185

H.C.P.No.2051 of 2016

MG(CO)
GN(05/04/2017)