

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 21.03.2017

CORAM

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

H.C.P No.2138 of 2016

Allirani

.. Petitioner

Vs

1. State of Tamil Nadu,
Rep.by its Secretary to Govt,
Home, Prohibition and Excise Department,
Fort St.George, Chennai – 600 009.

2. The Commissioner of Police,
Chennai Police,
Vepery, Chennai – 600 007.

.. 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 for the records leading to the detention of the petitioner's son Prakash @ Deena @ Vatcha S/o Raj, Male aged about 24 years is presently lodged in Central Prison Puzhal at Chennai and has been detained under Act 14/82 as a "Goonda" vide detention order 01.09.2016 on the file of the 2nd respondent herein, made in BCDFGISSSV No./1012/2016 quash the same and consequently direct the respondents herein to produce the body and person of the said detenu before this Hon'ble Court and thereafter set him at liberty from the Central Prison, Puzhal, Chennai.

For Petitioner : Mr.T.V.Somasundaram
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 Prakash @ Deena @ Vatcha S/o Raj, aged 24 years, has come forward with this petition challenging the detention order passed by the second respondent dated 01.09.2016 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that the order of detention passed by the second respondent as against the son of the petitioner dated 01.09.2016 has been revoked by the Government in G.O.Rt.No.5308 Home, Prohibition & Excise [XIII] Department dated 24.10.2016 and he has also produced a copy of the said order.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.N.J.,) (A.S.M.J.,)
21-03-2017

Speaking Order/non-speaking order

Index : Yes/no
Internet : Yes/no

sr/av

To

1. The Secretary,
State of Tamil Nadu, Home
Prohibition and Excise Department,
Fort St.George, Chennai – 600 009.
2. The Commissioner of Police,
Chennai Police,
Vepery, Chennai – 600 007.
- 3.The Public Prosecutor, High Court, Chennai.

S.NAGAMUTHU,J.
And
ANITA SUMANTH,J.,

sr/av

Order
in
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