

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 23.03.2017

CORAM

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

H.C.P No.2203 of 2016

Vimala,
W/o Devaraj,
No.200, Perumal Koil Street,
Alapakkam, Porur,
Chennai.

... Petitioner/Wife of the detenue

Vs

1. The Secretary to Government,
State of Tamil Nadu, Home,
Prohibition and Excise Department,
Fort St.George, Chennai - 600 009.

2. The Commissioner of Police,
Greater 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 relating to the detention order in No.1041/BCDFGISSSV/2016 dated 07.09.2016 passed by the 2nd respondent under the Tamil Nadu Act 14 of 1982 and set aside the same and direct the respondent to Produce the Petitioner's husband, namely Devaraj, male, aged about 30 years, S/o Mr.Alavandhan, who is now confined in Central Prison-II, Puzhal, Chennai before this Hon'ble Court and set him at liberty.

For Petitioner : Mr.C.C.Chellappan

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

ORDER

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

The petitioner, who is the wife of the detenu Devaraj, male, aged 30 years, S/o Mr. Alavandhan, has come forward with this petition challenging the detention order passed by the second respondent dated 07.09.2016 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the order of detention passed by the second respondent as against the husband of the petitioner dated 07.09.2016 has been revoked by the Government in G.O. Rt. No. 5311 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.

Sd/-
Asst. Registrar (CS VIII)

/true copy/

Sub Asst. Registrar

jer/sts
To

1. The Secretary to Government,
State of Tamil Nadu, Home
Prohibition and Excise Department,
Fort St. George, Chennai - 600 009.
2. The Commissioner of Police,
Greater Chennai Police,
Vepery,
Chennai - 600 007.
3. The Superintendent, Central Prison-II, Puzhal, Chennai-66.
4. The Public Prosecutor, High Court, Chennai.

H.C.P.No.2203 of 2016

nrjk(co)
ss(18/4/2017)