

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.2234 of 2016

Somasundaram

... Petitioner

Vs

1. State of Tamil Nadu,
Rep.by the Secretary to Govt.
Prohibition and Excise Department,
St.George Fort, Chennai - 600 009.
2. The Commissioner of Police,
Detaining Authority,
Coimbatore City, Coimbatore.
3. The Inspector of Police,
Law & Order,
B-3, Variety Hall Police Station,
Coimbatore City, Coimbatore. ... 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 01.10.2016 made in detention Order Memo C.No.40/G/IS/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 friend M. Vinithkumar S/o. Murugesan aged 20 years branded as Goonda and now confined at Borstal School, Pudukkottai before this Court and set him at liberty forthwith.

For Petitioner : Mr.G. Karthikeyan

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 friend of the detenu M. Vinithkumar S/o. Murugesan aged 20 years, has come forward with this petition challenging the detention order passed by the second respondent dated 01.10.2016 against his friend 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would submit that the order of detention passed by the second respondent as against his brother dated 01.10.2016 has been revoked by the Government in G.O. [Rt] No.5949 Home, Prohibition & Excise [XIII] Department dated 25.11.2016 and he has also produced a copy of the said order.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(CS V)

//True Copy//

Sub Assistant Registrar

sr
To

1. The Secretary to Government,
State of Tamil Nadu, सत्यमेव जयते
Prohibition and Excise Department,
St.George Fort, Chennai - 600 009.
2. The Commissioner of Police,
Detaining Authority,
Coimbatore City, Coimbatore.
3. The Inspector of Police,
Law & Order,
B-3, Variety Hall Police Station,
Coimbatore City, Coimbatore.

4. The Joint Secretary to Government,
Public (Law & Order),
Fort St.George, Chennai-9.

5. The Public Prosecutor,
High Court, Chennai.

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