



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 23.02.2017
CORAM:

THE HONOURABLE MR.JUSTICE R.SUBBIAH
and
THE HONOURABLE MRS.JUSTICE NISHA BANU

H.C.P(MD)No.1206 of 2016

Dhanalakshmi : Petitioner
Vs.

1. State of Tamil Nadu, Rep by,
The Secretary to Government,
Home, Prohibition and Excise Department,
Fort.St.George, Secretariat,
Chennai - 600 009.
2. The District Collector and District Magistrate,
Office of the District Collector and District Magistrate,
Nagapattinam District, Nagapattinam.
3. The Superintendent,
Central Prison, Tiruchirappalli. : Respondents

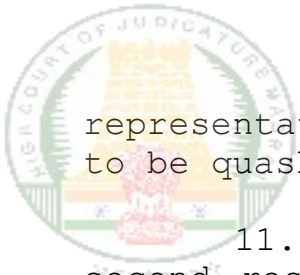
PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus, to call for the entire records in detention order passed in C.O.C.No.58/2016, dated 27.08.2016, on the file of the second respondent herein and set aside the same as illegal and direct the respondents to produce the body or person of the petitioner's son, namely, Nadavandi Mohan @ Mohan, S/o.Chandrakasan, Male, aged 36 years, who is detained in Central Prison, Tiruchirappalli, before this Court and set him at liberty forthwith.

For Petitioner : Mr.K.A.S.Prabhu
For Respondents : Mr.C.Mayil Vahana Rajendran
Additional Public Prosecutor.

O R D E R

[Order of the Court was made by **R.SUBBIAH, J.**]

The petitioner is the mother of the detenu - Nadavandi Mohan @ Mohan, S/o.Chandrakasan, Male, aged 36 years. The detenu has been detained by the second respondent by his order in C.O.C.No.58/2016, dated 27.08.2016, holding him to be a "Goonda", as contemplated under Section 2(f) of Tamil Nadu Act 14 of 1982. The said order is under challenge in this Habeas Corpus Petition.



representation. The impugned detention order is, therefore, liable to be quashed.

11. In the result, the Detention Order, passed by the second respondent, in his proceedings in C.O.C.No.58/2016, dated 27.08.2016, is quashed. The detenu, namely, Nadavandi Mohan @ Mohan, S/o.Chandrakasan, Male, aged 36 years, is ordered to be set at liberty forthwith, if he is not required for detention in connection with any other case.

12. In the upshot, we allow the Habeas Corpus Petition.

Sd/-

Assitant Registrar(CO)

/True copy/

Sub Assistant Registrar

To

1. The Secretary to Government,
Home, Prohibition and Excise Department,
Fort.St.George, Secretariat,
Chennai - 600 009.
2. The District Collector and District Magistrate,
Office of the District Collector and District Magistrate,
Nagapattinam District, Nagapattinam.
3. The Superintendent,
Central Prison, Tiruchirappalli.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
5. The Joint Secretary to Government,
Public (Law & Order),
Fort.Saint George, Chennai - 9.
6. The Inspector Of Police,
Velankanni Police Station,
Nagapattinam District.
7. The District General Of Police,
Chennai.

Nb

AAM-SV MMS 07.03.2017 3P 8C

ORDER MADE IN
H.C.P (MD) No.1206 of 2016
Dated:23.02.2017