

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.03.2018

CORAM:

THE HONOURABLE MR.JUSTICE C.T.SELVAM

and

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

H.C.P.No.2274/2017

Kamalahasan

.. Petitioner

vs.

1.The Secretary, Government of Tamil Nadu
State of Tamil Nadu
Home, Prohibition & Excise [XVI] Department
Fort St George, Chennai 600 009.

2.The District Magistrate and District Collector
Salem District.

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus calling for the records in detention order in CMP No.63/BLA/C2/2017 dated 11.11.2017 on the file of the 2nd respondent and set aside the same and direct the respondents herein to produce the body of the petitioner's brother Thiru Bharathi @ Bharathiraja [detenu] aged 30 years, son of Muthusamy now confined in Central Prison, Salem before this Court and set him at liberty.

For Petitioner ..

Mrs.R.Subhadra Devi

For Respondents ..

Mr.R.Prathap Kumar, APP

ORDER

(Order of the Court was made by C.T.SELVAM, J.)

Petitioner, brother of the detenu herein, viz.,Bharathi @ Bharathiraja aged 30 years, son of Muthusamy, has come forward with this petition

challenging the detention order passed by the second respondent dated

C.T.SELVAM, J.,
AND
N.SATHISH KUMAR, J.,
AP

11.11.2017 against his brother branding him as a "Bootlegger" 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of detention passed by the second respondent as against the brother of the petitioner herein dated 11.11.2017, has been revoked by the Government in G.O.Rt.No.5995, Home, Prohibition & Excise [XIV] Department dated 18.12.2017 and he has also produced a copy of the said order.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.

[C.T.S, J.] [N.S.K., J.]
02.03.2018

AP
To

- 1.The Secretary to Government
State of Tamil Nadu, Home, Prohibition & Excise Department
Chennai 600 009.
- 2.The Commissioner of Police,
Commissioner Officer, Vepery, Chennai 600 007.
- 3.The Public Prosecutor, Madras High Court, Madras.
- 4.The Superintendent, Central Prison, Salem.

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