

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.11.2018

CORAM:

THE HONOURABLE Mr.JUSTICE C.T.SELVAM
and
THE HONOURABLE Mrs.JUSTICE S.RAMATHILAGAM

H.C.P.No.1720 of 2018

Elummalai
S/o.Saminathan

... Petitioner

-Vs-

1. State of Tamil Nadu
Rep. by its Secretary,
Prohibition and Excise Department,
Fort St. George, Chennai - 600 009.
2. The Commissioner of Police,
Greater Chennai Police,
Chennai.
3. The Inspector of Police,
C-1 Flower Bazaar Police Station,
Chennai.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, calling for the records relating to the order of detention BCDFGISSSV.NO.515/2018 dated, 11/07/2018 passed by the 2nd respondent and to quash the same and also to direct the detenu Palani, M/A 38 Years, S/O.Saminathan, who is presently detained in the Central Prison, Puzhal, Chennai to be produced before this Hon'ble court and set at liberty.

For Petitioner : Mr.R.Thamaraiselvan

For Respondents : Mr.R.Prathap Kumar
Additional Public Prosecutor

ORDER

[Order of the Court was made by C.T.SELVAM, J]

The petitioner, who is the brother of the detenu herein, viz., Palani, son of Saminathan, aged 38 years, has come forward with this petition challenging the detention order passed by the

second respondent by his order in No.515/BCDFGISSSV/2018, dated 11.07.2018 against his brother 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order of detention passed by the second respondent as against the brother of the petitioner herein dated 11.07.2018 has been revoked by the Government in G.O.Rt.No.4162, Home, Prohibition & Excise [X] Department dated 28.09.2018 and he has also produced a copy of the said order.

3. Recording the submission of the learned Additional Public Prosecutor, this Habeas Corpus Petition is closed as the same has become infructuous.

Sd/-
Deputy Registrar

//True Copy//

Sub Assistant Registrar

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To

1.The Secretary,
Prohibition and Excise Department,
Fort St. George, Chennai - 600 009.

2. The Commissioner of Police,
Greater Chennai Police,
Chennai.

3. The Inspector of Police,
C-1 Flower Bazaar Police Station,
Chennai.

4.The Public Prosecutor,
High Court, Madras.

H.C.P.No.1720 of 2018

GSP (26/12/2018)