

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.12.2018

CORAM:

THE HONOURABLE Mr.JUSTICE C.T.SELVAM
and
THE HONOURABLE Mr.JUSTICE B.PUGALENDHI

H.C.P.No.1734 of 2018

Manogari ...Petitioner/ Aunt of the detenue

-Vs-

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

2. The District Collector and
District Magistrate,
Thiruvannamalai District
Thiruvannamalai.

... 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 made in D.O.NO. 29/2018-C2 dated, 15.07.2018 passed by the 2nd respondent and to quash the same and also to direct the detenu Kempa, S/O. Sakkarai@Shankar, who is presently detained in the Central Prison, Vellore to be produced before this Hon`ble court and set at liberty.

For Petitioner : Mr.R.Balakrishnan

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 aunt of the detenu herein, viz., Kempa, son of Sakkarai @ Shankar, aged 24 years, has come

forward with this petition challenging the detention order passed by the second respondent by his order in D.O.No.29/2018-C2, dated 15.07.2018 against her nephew 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order of detention passed by the second respondent as against the nephew of the petitioner herein dated 15.07.2018 has been revoked by the Government in G.O.Rt.No.4204, Home, Prohibition & Excise [XI] Department dated 28.09.2018 and he has also produced a copy of the said order.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.

kmi

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

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

2.The District Collector and
District Magistrate,
Thiruvannamalai District
Thiruvannamalai.

3.The Public Prosecutor,
High Court, Madras.

4.The Superintendent,
Central Prison,
Vellore.

H.C.P.No.1734 of 2018

MR(CO)
KAK(21/01/2019)