

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.08.2018

CORAM:

THE HONOURABLE MR.JUSTICE C.T.SELVAM
and
THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

H.C.P.No.816 of 2018

Naseera Beham

... Petitioner/Mother of the detenue

-Vs-

1.The government of Tamil Nadu, rep. by its
Secretary, Home,
Prohibition and Excise (XVI) Department,
Fort St. George, Chennai - 600 009.

2.The Commissioner of Police,
Office of Commissioner of Police,
Greater Chennai, Vepery, 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 No.155/BCDFGISSSV/2018 dated 19/03/2018 passed by the 2nd respondent and to quash the same and also to direct the detenu Rafiq @ Solution Rafiq @ Mohamed Imran, S/o.Mohamed Samee, 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.K.Kannan

For Respondents: Mr.M.Mohamed Riyaz
Additional Public Prosecutor

ORDER

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

The petitioner, who is the mother of the detenu herein, viz., Rafiq @ Solution Rafiq @ Mohamed Imran, son of Mohamed Samee, aged 22 years, has come forward with this petition challenging the detention order passed by the second respondent by his order in No.155/BCDFGISSSV/2018, dated 19.03.2018 against

her son 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the order of detention passed by the second respondent as against the son of the petitioner herein dated 19.03.2018 has been revoked by the Government in G.O.Rt.No.1578, Home, Prohibition & Excise [XIII] Department dated 23.04.2018 and he has also produced a copy of the said order.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/-

Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

kmi

To

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

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

3.The Public Prosecutor,
High Court, Madras.

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mr[co]
srg 26/10/2018