

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.01.2019

CORAM:

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

H.C.P.No.2113 of 2018

Rathinaraj  
S/o.Balasubramaniam ... Petitioner  
-vs-

- 1.The State of Tamil Nadu,  
Rep. by its Secretary to Government,  
Department of Prohibition and Excise (Home),  
Fort St. George,  
Chennai - 600 009.
- 2.The Commissioner of Police,  
Chennai City Police, Greater Chennai,  
Commissioner Office, Vepery,  
Chennai - 600 007. ... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, call for the records in No.770/BCDFGISSSV/2018, dated 27.08.2018 on the file of second respondent herein and set aside the same as illegal and produce the detenu Srikanth @ Srikanthraj, S/o.Balasubramaniam, aged about 26 years, who is confined at Central Prison, Puzhal, Chennai, before this Hon'ble Court and set him at liberty.

For Petitioner : Mr.Ilayaraja Kandasamy

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., Srikanth @ Srikanthraj, son of Balasubramaniam, aged 26 years, has come forward with this petition challenging the detention order passed by the second respondent by his order in BCDFGISSSV/770/2018, dated 27.08.2018 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order of detention passed by the second respondent as against the brother of the petitioner herein dated 27.08.2018 has been revoked by the Government in G.O.Rt.No.4530, Home, Prohibition & Excise [X] Department dated 15.10.2018 and he has also produced a copy of the said order.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.

-s/d-

Deputy Registrar

True Copy

Sub-Assistant Registrar

lpp/kmi

To

1. The Secretary to Government,  
Department of Prohibition and Excise (Home),  
Fort St. George,  
Chennai - 600 009.
2. The Commissioner of Police,  
Chennai City Police, Greater Chennai,  
Commissioner Office, Vepery,  
Chennai - 600 007.
3. The Public Prosecutor,  
High Court, Madras.
4. The Superintendent of Central Prison  
Puzhal, Chennai 66.

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SP(12/02/2019)

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