

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.01.2019

CORAM:

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

H.C.P.No.2249 of 2018

Shamdhani Begum
W/o.Sureshkumar

... Petitioner

-Vs-

1. State of Tamil Nadu,
represented by its Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai - 600 009.
2. The District Collector and District Magistrate,
Kancheepuram District,
Kancheepuram.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, to call for the entire records relating to petitioner's husband's brother detention under Tamil Nadu Act 14 of 1982 vide detention order dated 07.09.2018 on the file of the second respondent herein made in proceedings BCDFGISSSV No.65/2018 and quash the same as illegal and consequently direct the respondents herein to produce the said petitioner husband's brother namely Gnanasekar @ Sekar, son of Damodharan, aged 30 years before this Hon'ble Court, who is now confined at Central Prison, Puzhal, Chennai-600 066.

For Petitioner : Mr.C.C.Chellappan

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 sister-in-law of the detenu herein, viz., Gnanasekar @ Sekar, son of Damodharan, aged 30 years, has come forward with this petition challenging the detention order passed by the second respondent by his order in BCDFGISSSV No.65/2018, dated 07.09.2018 against her brother-in-law 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detention passed by the second respondent as against the brother-in-law of the petitioner herein dated 07.09.2018 has been revoked by the Government in G.O.Rt.No.4685, Home, Prohibition & Excise [XI] Department dated 24.10.2018 and he has also produced a copy of the said order.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-

Assistant Registrar (CS-IV)

True Copy

Sub-Assistant Registrar

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To

1. The Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai - 600 009.
2. The District Collector and District Magistrate,
Kancheepuram District,
Kancheepuram.
3. The Public Prosecutor,
High Court, Madras.

सत्यमेव जयते

H.C.P.No.2249 of 2018

MP (CO)
SP (28/01/2019)

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