

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.09.2020

CORAM :

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN  
AND  
THE HONOURABLE MS.JUSTICE V.M.VELUMANI

H.C.P. No. 497 of 2020

Tharani, Female aged 48 years,  
W/o. Munusamy,  
No. 72, Thulukkanam Street,  
Thiruvotriyur,  
Chennai 600 019.

... Petitioner/ Mother of Detenu

Vs

1.The State of Tamil Nadu  
rep. by its Secretary to Government,  
Department of Prohibition & 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 : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Habeas Corpus, to call for the records in No.61/BCDFGISSSV/2020 dated 31.01.2020 on the file of the 2<sup>nd</sup> respondent herein and set aside the same as illegal and produce the detainee Viji @ Vijayakumar, son of Munusamy, aged about 26 years, who is confined at Central Prison, Puzhal, Chennai before this Court and set him at liberty.

For Petitioner : Mr. Ilayaraja Kandasamy

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

O R D E R

(Order of the court was made by N.KIRUBAKARAN.J.,)

2.The Petitioner challenges the impugned order of detention in Memo No.61/BCDFGISSSV/2020 dated 31.01.2020 detaining her son as "Drug Offender", as contemplated under Section 2(e) of the Tamil Nadu Act 14 of 1982.

3.The learned Additional Public Prosecutor reports that the order of detention passed against the detenu has been revoked by the Government by its order in G.O. Rt. No. 1413, Home, Prohibition and Excise (X) Department, dated 16.03.2020 and he has also produced a copy of the Government Order. Recording the same, this Habeas Corpus Petition is dismissed as infructuous.

Sd/-  
Assistant Registrar (CS-IV)

//True copy//

Sub Assistant Registrar

gsa

To

- 1.The State of Tamil Nadu,  
The Secretary to Government  
Department of Prohibition & 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 of Madras,  
Chennai.
4. The Superintendent,  
Central Prison,  
Puzhal, Chennai.
5. The Joint Secretary,  
Public (Law & Order) Department,  
Fort St George, Chennai.

H.C.P. No. 497 of 2020

VSN II (CO)  
GMY (21/09/2020)