



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
(Special Original Jurisdiction)

Thursday, the Twenty Seventh day of August Two Thousand and
Twenty

WEB COPY

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM
AND
The Hon`ble Mrs.Justice T.KRISHNAVALLI

HCP(MD). No.120 of 2020

(In the matter of Detenu ARUL @ ARULPANDIAN, S/O. SELVARAJ,
MALE, AGED ABOUT 28 years, NOW DETAINED IN CENTRAL PRISON,
TIRUCHIRAPPALLI)

Kalaimani, W/o.Selvaraj ... Petitioner/Mother of
Detenue

Vs

- 1 The Additional Chief Secretary
to the Government, Home, Prohibition and,
Excise (XVI) Department, Fort St. George,,
Chennai 600 009.
- 2 The District Collector and
District Magistrate, Thanjavur District,,
Thanjavur.
- 3 The Superintendent of Prison
Central Prison, Tiruchirappalli. ... Respondents,

Petition under Article 226 of the Constitution of India,
praying that in the Circumstances stated therein and in the
affidavit filed therewith, the High Court will be pleased to
issue a Writ of Habeas Corpus calling for the records leading
to the detention of detenu ARUL @ ARULPANDIAN, S/O. SELVARAJ,
MALE, AGED ABOUT 28 Years, NOW DETAINED IN CENTRAL PRISON,
TIRUCHIRAPPALLI, under T.N.Act 14/1982 vide detention order
dated 24/01/2020 on the file of the 2 respondent herein made
in Proceeding No. P.D.NO.4/2020 and set aside the same as
illegal and consequently direct the respondents herein to set
the said detenu at liberty from the Central Prison, Trichy.

ORDER:- This Habeas Corpus petition coming up for orders
on this day, upon perusing the petition and the affidavit
filed in support thereof and upon hearing the arguments of
Thiru. K.M.KARUNAKARAKARAN, Advocate for the Petitioner and
of Thiru. V.NEELAKANDAN, Additional Public Prosecutor on
behalf of the respondents.



IT IS ORDERED AS FOLLOWS:-

1. that the order of detention, ordering detention of detenu, ARUL @ ARULPANDIAN, S/O. SELVARAJ, MALE, AGED ABOUT 28 years, NOW DETAINED IN CENTRAL PRISON, TIRUCHIRAPPALLI, issued by the 2 respondent in Order No. P.D.NO.4/2020, dated 24/01/2020, be and hereby is set aside;

2. that the said detenu, viz. ARUL @ ARULPANDIAN, S/O. SELVARAJ, MALE, AGED ABOUT 28 years, NOW DETAINED IN CENTRAL PRISON, TIRUCHIRAPPALLI, be set at liberty, forthwith unless he is liable to be detained for some other case.

(Detailed Order will follow)

Sd/-

Assistant Registrar(Records)

// True Copy //

27/08/2020

Sub Assistant Registrar(CS)

TO

1. The Additional Chief Secretary to Government,
Prohibition and Excise Department,
Fort Saint George, Chennai-9.
2. The District Collector and District Magistrate,
Thanjavur District, Thanjavur.
3. The Superintendent, Central Prison, Trichy
(In duplicate for communication to Detenu)
4. The Joint Secretary to Government, Public (Law & Order)
Fort Saint George, Chennai-9.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High court, Madurai.

Dated : 27/08/2020

ADVANCE ORDER

HCP(MD). No.120 of 2020

Allowing the petition for
issue of Writ of Habeas
Corpus and setting aside the
order of the detention and
directing the release of the
detenu forthwith unless his
detention is required in
connection with any other
case as stated within.

TR(27.08.2020) 2p 7c