



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

Wednesday, the Nineteenth day of February Two Thousand Twenty

PRESENT:

The Hon`ble Mr.Justice T.RAJA

AND

The Hon`ble Mr Justice B.PUGALENDHI

HCP(MD)No.1086 of 2019

(in the matter of Detenu SONAI, S/O.MUTHUKARUPPAN, AGED 24 YEARS)

Sonai
S/o.Muthukaruppan, Chavadi Backside
North Street, Palanganatham, Madurai (Now
confining at Palyamkottai Central Prison)

... Petitioner.

Vs

- 1 The Principal Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St.George,
Chennai - 600 009.
- 2 The Commissioner of Police,
O/o.the Commissioner of Police, Madurai City,
Madurai.
- 3 The Superintendent of Prison,
Palayamkottai Central Prison,
Tirunelveli District.

... 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 relating to the detention of detenu SONAI, S/O.MUTHUKARUPPAN, AGED 24 YEARS under T.N.Act 14/1982 vide detention order dated 13/09/2019 on the file of the Second respondent herein made in Proceeding No. 61/BCDFGISSSV/2019 and set aside the same as illegal and consequently direct the respondents herein to set the said detenu at liberty from the Central Prison, Palayamkottai.

ORDER:- This Habeas Corpus petition is coming for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Thiru R.ALAGUMANI, Advocate for the Petitioner and of Thiru K.DINESH BABU, Additional Public Prosecutor on behalf of the respondents.

IT IS ORDERED AS FOLLOWS:-

1. That, the order of detention of detenu, SONAI, S/O.MUTHUKARUPPAN, AGED 24 YEARS issued by the Second respondent in Order No. 61/BCDFGISSSV/2019, dated 13/09/2019 be and hereby is set aside.

2. That, the said detenu, viz. SONAI, S/O.MUTHUKARUPPAN, AGED 24 YEARS who is
<https://hcservices.ecourts.gov.in/hcservices/>



presently confined in Central Prison, Palayamkottai be set at liberty forthwith unless he is liable to be detained for some other case.
(Detailed Order will follow)

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// True Copy //

Sd/-

Assistant Registrar (w)

/ /2020

Sub Assistant Registrar (CS)

TO

- 1 The Principal Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St.George,
Chennai - 600 009.
- 2 The Commissioner of Police,
O/o.the Commissioner of Police, Madurai City,
Madurai.
- 3 The Superintendent of Prison,
Palayamkottai Central Prison,
Tirunelveli District.
(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 : 19/02/2020

ADVANCE ORDER

HCP(MD) No.1086 of 2019

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 /
her detention is required in
connection with any other
case as stated within.

KK/SAR/19.02.2020/2P-7C/