



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.08.2021

CORAM :

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN
and
THE HONOURABLE MR.JUSTICE P.VELMURUGAN

H.C.P.Nos. 738 & 787 of 2020

H.C.P. NO. 738 of 2020
A.P. Suryaprakasam
S/o. A. Perumal,
C-4, Lakshmi, Lloyds Road,
Royapettah,
Chennai - 600 014.

...Petitioner

Vs.

1. Superintendent of Police,
Sangli District, Maharashtra.
2. Director General of Police,
Dr. Radhakrishnan Road,
Mylapore, Chennai - 600 004.
3. Union of India,
Represented by its Secretary,
Ministry of Home Affairs,
New Delhi.
4. Government of Tamil Nadu,
Represented by its Chief Secretary,
Secretariat, Fort St. George,
Chennai - 600 009.
5. The Secretary,
Home, Prohibition and Excise Department,
Government of Tamil Nadu,
Fort St. George, Chennai.
6. The Secretary,
Labour Department,
Government of Tamil Nadu,
Fort St. George, Chennai.



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7. The Secretary,
Civil Supplies Department,
Government of Tamil Nadu,
Fort St. George,
Chennai.

8. The Secretary,
Health Department,
Government of Tamil Nadu,
Fort St. George, Chennai.

(3rd and 4th respondents are suo motu impleaded
by order of Court dated 15.05.2020 by NKKJ & RHJ)

(5th to 8th respondents are suo motu impleaded
as per the order of this Court dated 13.07.2020
made in HCP.Nos.738 & 787 of 2020) ...Respondents

PRAYER: Petition under Article 226 of the Constitution of India
praying for issue of a Writ of Habeas Corpus directing the 2nd
respondent to produce the bodies of Mr.Ilayaraja @ Ganesan S/o.
Mariappan and 400 others who have been illegally detained by
the 1st respondent at Kupwad, Sangli District, Maharashtra,
before this Court to set them at liberty.

(Prayer amended as per order of this Hon'ble Court dated
12.05.2020 in HCP. No. 738 of 2020.)

For Petitioner	:	Mr.A.P. Suryaprakasam, Party in person
For Respondents	:	Mrs.R.Anitha, Government Advocate (Criminal Side) for R1 & R2, R4 to R8. Mr.Rajesh Vivekanandan, ASG, for R3

H.C.P. NO. 787 of 2020
A.P. Suryaprakasam
S/o. A. Perumal,
C-4, Lakshmi, Lloyds Road,
Royapettah,
Chennai - 600 014.

...Petitioner

Vs.

1. The Home Secretary,
Government of Tamil Nadu,
Fort St. George,
Chennai - 600 009.



2. The District Collector,
Collectorate,
Tiruvallur - 602 001.

3. District Superintendent of Police,
Tiruvallur, Tiruvallur - 602 001.

4. Munusamy
Pudukuppam Village (Near Vengal)
Tiruvallur District.

...Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India for issuance of Writ of Habeas Corpus directing the respondent to produce the bodies of bonded labourers who have been illegally detained by the 3rd respondent before this Court to set them at liberty.

For Petitioner : Mr.A.P. Suryaprakasam,
Party in person

For Respondents : Mrs.R.Anitha,
Government Advocate
(Criminal Side) for R1 to R3.

C O M M O N O R D E R

(Order of the Court was delivered by N.KIRUBAKARAN, J)

The matter was heard through "Video-conference".

2.When the matter is called today, Mr.A.P.Suryaprakasam, the Petitioner herein, who filed Writ Petitions to wipe out the sufferings of number of migrant labourers who proceeded on foot to their native places due to pandemic lock down, submitted that pursuant to the orders of this Court, appropriate measures have been taken by the Central Government and State Government. He also brought to the notice of this Court that subsequent to the order of this Court, the Hon'ble Supreme Court and other High Courts have also taken up the matters related to this issue and issued appropriate directions. He also submitted that in a way, these Writ Petitions have become infructuous.

3.This Court appreciates Mr.A.P.Suryaprakasam, who in appropriate time took up this human crisis and filed these Writ Petitions and given an opportunity to this Court to deal with the issue by directing the appropriate authorities to provide ration, food and shelter to the people at the time of crisis.



4. With the above observations, these Writ Petitions are disposed of. No costs.

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Sd/-
Assistant Registrar (CS VI)

//True Copy//

Sub Assistant Registrar

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To

1. Superintendent of Police,
Sangli District, Maharashtra.
2. Director General of Police,
Dr. Radhakrishnan Road,
Mylapore, Chennai - 600 004.
3. The Secretary,
Union of India,
Ministry of Home Affairs,
New Delhi.
4. The Chief Secretary,
Government of Tamil Nadu,
Secretariat, Fort St. George,
Chennai - 600 009.
5. The Secretary,
Home, Prohibition and Excise Department,
Government of Tamil Nadu,
Fort St. George, Chennai.
6. The Secretary,
Labour Department,
Government of Tamil Nadu,
Fort St. George, Chennai.
7. The Secretary,
Civil Supplies Department,
Government of Tamil Nadu,
Fort St. George,
Chennai.



8. The Secretary,
Health Department,
Government of Tamil Nadu,
Fort St. George, Chennai.

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9. The Home Secretary,
Government of Tamil Nadu,
Fort St. George,
Chennai - 600 009.

10. The District Collector,
Collectorate,
Tiruvallur - 602 001.

11. District Superintendent of Police,
Tiruvallur, Tiruvallur - 602 001.

+1 CC to Mr.G.Ilangovan, Advocate, Sr.No. 41864.

H.C.P.Nos.738 & 787 of 2020

BR(CO)
LS(14/09/2021)