



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.02.2022

Coram

The Honourable Mr. Justice P.N.PRAKASH
and
The Honourable Mr. Justice A.A.NAKKIRAN

H.C.P.No.1711 of 2021

Francis Deepak Raj .. Petitioner/Brother of Detenue
Vs.

1.State of Tamil Nadu represented by
The Secretary to Government,
Department of Home, Prohibition and Excise,
Secretariat, Fort St.George,
Chennai-600 009.

2.The Commissioner of Police,
Greater Chennai,
Office of Commissioner of Police,
Vepery, Chennai - 7.

3.The Superintendent of Prison,
Central Prison, Puzhal - II,
Puzhal, Chennai.

4.The Inspector of Police,
M-3, Puzhal Police Station,
Chennai - 600 066.

.. Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus calling for the records in Memo No.219/BCDFGIISSV/2021 passed by the 2nd respondent on 09.08.2021 on the file of the 2nd respondent and quash the same as illegal and consequently direct the respondents to produce the petitioner's brother Leo Vivek @ Vivek, son of Jayaraj, aged about 31 years, before this Court, who is now detained in the Central Prison, Puzhal-II and set him at liberty.

For Petitioner : Mr.A.Elumalai

For Respondents : Mr.R.Muniyapparaj
Addl. Public Prosecutor



ORDER
[Made by P.N.PRAKASH, J.]

The petitioner challenges the impugned order of detention in No.219/BCDFGISSSV/2021 dated 09.08.2021 detaining his brother as "Goonda", as contemplated under Section 2(f) of the Tamil Nadu Act 14 of 1982.

The learned Additional Public Prosecutor reports that the order of detention passed against the detenu has been revoked by the Government by its order in G.O.Rt.No.5036, Home, Prohibition and Excise (X) Department, dated 28.10.2021 and he has also produced a copy of the Government Order. Recording the same, this Habeas Corpus Petition stands closed.

Sd/-
Assistant Registrar (CS-IX)

//True copy//

Sub Assistant Registrar

nsd
To

- 1.The Secretary to Government,
Department of Home, Prohibition and Excise,
Secretariat, Fort St.George,
Chennai-600 009.
- 2.The Commissioner of Police,
Greater Chennai,
Office of Commissioner of Police,
Vepery, Chennai - 7.
- 3.The Superintendent of Prison,
Central Prison, Puzhal - II,
Puzhal, Chennai.
- 4.The Inspector of Police,
M-3, Puzhal Police Station,
Chennai - 600 066.
- 5.The Joint Secretary to Government of Tamil Nadu,
Public, Law and Order Department,
Secretariat, Chennai - 9.
- 6.The Public Prosecutor,
High Court, Madras.

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SR(CO)
GMY(07/03/2022)