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HCP No.108 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.06.2023

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR

and

THE HONOURABLE MR.JUSTICE R.SAKTHIVEL

H.C.P.No.108 of 2023

Kamala

W/o.Vijayan

.. Petitioner

Vs.

1. State of Tamil Nadu
Represented by Secretary to Government
Home, Prohibition and Excise Department
Fort St.George
Chennai-600 009.
2. The District Collector and
District Magistrate of Tirupathur District
Tirupathur.
3. The Superintendent of Police
Tiruparthur District
Tirupathur.
4. The Inspector of Police
Taluk Police Station
Vaniyambadi, Tirupathur District.
5. The Superintendent
Centrl Prison, Vellore.



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..Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus to call for the entire records relating to petitioner's husband detention under Tamil Nadu Act 14 of 1982 vide detention order dated 30.12.2022 on the file of the second respondent herein made in proceedings C3/D.O.No.63/2022 and quash the same as illegal and consequently, direct the respondents herein to produce the said petitioner's husband namely, Vijayan, aged 40 years, son of Kannappan before this Hon'ble High Court and set him at liberty, now petitioner's husband detained at Central Prison, Vellore.

For Petitioner	:	Mr.C.C.Chellappan
For Respondents	:	Mr.E.Raj Thilak Additional Public Prosecutor

ORDER

[Order of the Court was made by M.SUNDAR, J.,]

This order will now dispose of the captioned 'Habeas Corpus Petition' [hereinafter 'HCP' for the sake of brevity].

2. Mr.C.C.Chellappan, learned counsel on record for petitioner and Mr.E.Raj Thilak, learned Additional Public Prosecutor are before us.

3. Learned counsel on both sides submit that the impugned preventive detention order has since been revoked (Advisory Board) vide proceedings dated 01.03.2023 bearing reference G.O.Rt.No.1247 Home, Prohibition and



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Excise (IX) Department.

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4. In the light of the aforementioned undisputed position, common submission is made that nothing survives in the captioned habeas corpus petition.

5. Recording the aforementioned common submission, captioned HCP is disposed of as closed. There shall be no order as to costs.

(M.S.,J.) (R.S.V.,J.)
28.06.2023

Index : Yes / No

Speaking / Non-speaking order

Neutral Citation : Yes / No

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To

1. State of Tamil Nadu
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Fort St.George, Chennai-600 009.
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6. The Public Prosecutor
High Court, Madras.

M.SUNDAR, J.,
and
R.SAKTHIVEL, J.,

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