



WEB COPY



H.C.P.No.1440 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.12.2023

CORAM :

THE HONOURABLE MR. JUSTICE S.S. SUNDAR

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

H.C.P.No.1440 of 2023

Snekha

... Petitioner

Vs.

1.The Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St. George,
Chennai – 600 009.

2.The District Magistrate & District Collector,
Tiruppur District,
Tiruppur.

3.The Superintendent of Police,
Tiruppur,
Tiruppur District.

4.The Superintendent of Prison,
Central Prison – Coimbatore,
Coimbatore District.

5.State Rep. by its The Inspector of Police,
Kangayam Police Station,
Tiruppur District.

... Respondents

Page 1 of 5



H.C.P.No.1440 of 2023

WEB COPY

Prayer : Habeas Corpus Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Habeas Corpus to call for the entire records, relating to the petitioner's husband detention under Tamil nadu Act 14 of 1982 vide detention order, dated 13.07.2023 on the file of the second respondent herein made in proceedings Memo Cr.M.P.No.26/Goonda/2023, quash the same as illegal and consequently direct the respondents herein to produce the petitioner's husband namely Dhinakaran, S/o.Kandasamy, aged 27 years, before this High Court and set the petitioner's husband at liberty from detention, now the petitioner's husband detained at Central Prison, Coimbatore.

For Petitioner : Mr.W.Camyles Gandhi

For Respondents : Mr.E.Raj Thilak
Additional Public Prosecutor
assisted by
Mr.C.Aravind

ORDER

(Order of the Court was made by **S.S. SUNDAR, J.**)

The petitioner, wife of the detenu, namely Dhinakaran, S/o.Kandasamy, aged 27 years, has come forward with this petition challenging the detention order passed by the 2nd respondent dated



H.C.P.No.1440 of 2023

13.07.2023 slapped on her husband, branding him as "Goonda" under the Tamil Nadu Prevention of Dangerous Activities of Bootleggers, Drug Offenders, Forest Offenders, Goondas, Immoral Traffic Offenders, Sand Offenders, Slum Grabbers and Video Pirates Act, 1982 [Tamil Nadu Act 14 of 1982].

2.The learned Additional Public Prosecutor would submit that the order of detention passed by the second respondent as against the husband of the petitioner herein dated 13.07.2023 has been revoked by the Government in G.O. [Rt] No.4757, Home, Prohibition & Excise (XII) Department, dated 30.08.2023 and he has also produced a copy of the said order.

3.Recording the submission of the learned Additional Public Prosecutor, this petition is dismissed as the same has become infructuous.

(S.S.S.R., J.) (S.M., J.)
11.12.2023

mkn

Page 3 of 5



H.C.P.No.1440 of 2023

Internet : Yes

Index : Yes / No

Neutral Citation : Yes / No

To

- 1.The Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St. George,
Chennai – 600 009.
- 2.The District Magistrate & District Collector,
Tiruppur District,
Tiruppur.
- 3.The Superintendent of Police,
Tiruppur,
Tiruppur District.
- 4.The Superintendent of Prison,
Central Prison – Coimbatore,
Coimbatore District.
- 5.The Inspector of Police,
Kangeyam Police Station,
Tiruppur District.
- 6.The Public Prosecutor,
High Court, Madras.



WEB COPY



H.C.P.No.1440 of 2023

S.S. SUNDAR, J.
and
SUNDER MOHAN, J.

mkn

H.C.P.No.1440 of 2023

11.12.2023