



HCP.No.1535/2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.10.2023

CORAM :

THE HONOURABLE MR. JUSTICE S.S. SUNDAR

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

HCP.No.1535/2023

Ananthi

Vs.

... Petitioner

1.The Secretary to Government
Home, Prohibition & Excise
Department, Fort St George,
Chennai-9.

2.The District Magistrate & District Collector
Namakkal District.

3.The Superintendent of Police
Namakkal District.

4.The Superintendent of Prison
Central Prison, Salem.

5.The Inspector of Police
Puduchatram Police Station
Namakkal District.

... Respondents



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Prayer : Habeas Corpus Petition filed under Article 226 of the Constitution of India, to call for the entire records leading to the detention of the petitioner's husband namely Sambathkumar, son of [late] Thangaraj, male, aged about 33 years is presently lodged in Central Prison, at Salem and has been detained under Act 14/82 as GOONDA vide detention order dated 02.10.2022 on the file of the 2nd respondent herein, made in CMP No.28/Goonda/2022[M1] quash the same and consequently, direct the respondents herein to produce the body and person of the said detenu before this Court and thereafter set him at liberty from the Central Prison, Salem.

For Petitioner	: Mr.E.C.Ramesh
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.,]

(1)The petitioner, wife of the detenu Sambathkumar, has come forward with this petition challenging the detention order passed by the 2nd respondent dated 02.12.2022 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,



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Sand Offenders, Slum Grabbers and Video Pirates Act, 1982 [Tamil Nadu Act 14 of 1982].

(2) Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the State.

(3) The learned Additional Public Prosecutor submitted that the Detention Order was passed on 02.10.2022 and the detention period of one year had lapsed. Hence, the petition has become infructuous.

(4) Recording the statement of the learned Additional Public Prosecutor, this Habeas Corpus Petition is **dismissed as infructuous** as the prayer has become infructuous.

[S.S.S.R., J.] [S.M, J.]
19.10.2023

AP
Internet : Yes



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To

- 1.The Secretary to Government
Home, Prohibition & Excise
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Chennai-9.
- 2.The District Magistrate & District Collector
Namakkal District.
- 3.The Superintendent of Police
Namakkal District.
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Central Prison, Salem.
- 5.The Inspector of Police
Puduchatram Police Station
Namakkal District.
- 6.The Public Prosecutor,
High Court, Madras.



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

AP

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