



WEB COPY



H.C.P.No.1748 of 2022

THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.03.2023

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR

and

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

H.C.P.No.1748 of 2022

Ruthramary

.. Petitioner

Vs.

- 1.The Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St.George,
Chennai-600 009.
- 2.The Commissioner of Police,
Avadi City, Office of the Commissioner of Police,
[Goonda Section] Avadi, Chennai – 600 054.
- 3.The Superintendent of Prison,
Central Prison – Puzhal, Chennai.
Chennai District.
- 4.State rep. by its
The Inspector of Police,
B-4 Sevvapet Police Station,
Thiruvallur District.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying

Page Nos.1/4



H.C.P.No.1748 of 2022

for 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 12.08.2022 on the file of the second respondent herein made in proceedings Memo No.96/BCDFGISSSV/2022, quash the same as illegal and consequently direct the respondents herein to produce the petitioner's son namely Santhosh @ Jabaraj @ Jaba S/o.Ilanchezhiyan aged 26 years before this Court and set the petitioner's son at liberty from detention, now the petitioner's son detained at Central Prison, Puzhal, Chennai.

For Petitioner : Mr.V.Paarthiban
for Mr.R.Sasikumar
For Respondents : Mr.R.Muniyapparaj
Additional Public Prosecutor
Assisted by Mr.M.Sylvester John

ORDER

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

Mr.V.Paarthiban, learned counsel representing Mr.R.Sasikumar, learned counsel on record for petitioner and Mr.R.Muniyapparaj, learned Additional Public Prosecutor assisted by Mr.M.Sylvester John, learned counsel for respondents are before us.

2.Learned counsel on both sides submit that the impugned preventive detention order has since been revoked (Advisory Board) vide proceedings dated 26.09.2022 bearing reference G.O.Rt.No.6325 Home, Prohibition and Excise (XIII) Department.

Page Nos.2/4



H.C.P.No.1748 of 2022

3.In the light of the undisputed position, common submission is made

that nothing survives in the captioned habeas corpus petition.

4.Recording the above said submission, captioned Habeas Corpus

Petition is disposed of as closed. There shall be no order as to costs.

(M.S.,J.)

(M.N.K.,J.)

16.03.2023

Index : Yes / No

Speaking / Non-speaking

Neutral Citation : Yes / No

cse

To

- 1.The Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St.George, Chennai-600 009.
- 2.The Commissioner of Police,
Avadi City, Office of the Commissioner of Police,
[Goonda Section] Avadi, Chennai – 600 054.
- 3.The Superintendent of Prison,
Central Prison – Puzhal, Chennai.
Chennai District.
- 4.The Inspector of Police,
B-4 Sevvapet Police Station,
Thiruvallur District.
- 5.The Public Prosecutor
High Court, Madras.

Page Nos.3/4



WEB COPY



H.C.P.No.1748 of 2022

M.SUNDAR, J.,
and
M.NIRMAL KUMAR, J.,

cse

H.C.P.No.1748 of 2022

16.03.2023

Page Nos.4/4