



HCP.No.1759/2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.12.2023

CORAM :

THE HONOURABLE MR. JUSTICE S.S. SUNDAR

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

HCP.No.1759/2023

Nidhya

... Petitioner

Vs.

- 1.The Principal Secretary to Government
Home, Prohibition and Excise [XVI] Department
Secretariat, Chennai 600 009.
- 2.The District Collector & District Magistrate
Tiruppur District, Tamil Nadu 638 105.
- 3.The Superintendent of Police
Tiruppur District, Tamil Nadu 638 105.
- 4.The Superintendent
Central Prison, Coimbatore
Tamil Nadu 641 018.
- 5.Sub Inspector of Police
Vellakoil Police Station
Tiruppur, Tamil Nadu 638 105.

... Respondents



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Prayer : Habeas Corpus Petition filed under Article 226 of the Constitution of India, calling for the records of detention order vide Cr.MP.No.34/Goonda/2023 against the detenu passed by the 2nd respondent herein by an order dated 31.07.2023 and quash the same and produce the petitioner's husband Suresh son of [late] Appusamy aged 37 years presently confined in Central Prison, Coimbatore and set aside the same, consequently direct the respondents to produce the body of the detenu before this Court and set him at liberty.

For Petitioner : Mr.A.S.Aswin Prasanna

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

ORDER

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

- (1)The petitioner, wife of the detenu, has come forward with this petition challenging the detention order passed by the 2nd respondent dated 31.07.2023 slapped on her husband, branding him as "Goonda" under the 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 detenu herein



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dated 31.07.2023 has been revoked by the Government in G.O. [Rt] No.5173, Home, Prohibition & Excise [XII] Department dated 19.09.2023 and he has also produced a copy of the said order.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 having become infructuous.

[S.S.S.R., J.] [S.M, J.]
18.12.2023

mkn

Internet : Yes

To

- 1.The Principal Secretary to Government
Home, Prohibition and Excise [XVI] Department
Secretariat, Chennai 600 009.
- 2.The District Collector & District Magistrate
Tiruppur District, Tamil Nadu 638 105.
- 3.The Superintendent of Police
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- 4.The Superintendent
Central Prison, Coimbatore
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- 5.Sub Inspector of Police
Vellakoil Police Station
Tiruppur, Tamil Nadu 638 105.
- 6.The Public Prosecutor,
High Court, Madras.



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

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