



H.C.P(MD)No.1131 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 07.11.2023

Coram

THE HON'BLE MR.JUSTICE **M.SUNDAR**
and
THE HON'BLE MR. JUSTICE **R.SAKTHIVEL**

H.C.P(MD)No.1131 of 2023

R.Arul Seeli

.. Petitioner/mother of the detenu

VS

1.The Additional Secretary to Government of India,
Department of Consumer Affairs,
Food and Consumer Affairs Department,
Room No.270, Krishibhavan,
New Delhi – 110 001.

2.The Secretary to Government,
Co-operation, Food and Consumer Protection Department,
Namakkal Kavignar Maaligai,
Secretariat,
Chennai – 600 009.

3.The District Magistrate and District Collector,
Kanniyakumari District,
Nagercoil.

4.The Superintendent of Prison,
Central Prison,
Palayamkottai,
Tirunelveli District.

.. Respondents



H.C.P(MD)No.1131 of 2023

Prayer:- Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of Habeas Corpus calling for the entire records connected with the detention order passed in P.D.No.44 of 2023 dated 25.08.2023 on the file of the third respondent herein and quash the same and direct the respondents to produce the detenu or body of the detenu namely the petitioner's son i.e., Arul Joseph Stalin @ Stalin, aged about 36 years, S/o.Raju, now detained at the Central Prison, Palayamkottai before this Court and set him at liberty forthwith.

For Petitioner : Mr.N.Pragalathan
For Respondent No.1 : Mr.P.Subbiah
Central Government Standing Counsel
For Respondent Nos.2 to 4 : Mr.A.Thiruvadi Kumar
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.N.Pragalathan, learned counsel on record for petitioner, Mr.P.Subbiah, learned Central Government Standing Counsel



H.C.P(MD)No.1131 of 2023

for first respondent and Mr.A.Thiruvadi Kumar, learned State

Additional Public Prosecutor for respondents 2 to 4 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3.Learned counsel on both sides submit that the impugned preventive detention order has since been revoked (Advisory Board) vide proceedings dated 06.10.2023 bearing reference G.O(D)No.305, Co-operation, Food and Consumer Protection (E2) Department.

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.)
07.11.2023

Index : Yes/No
Neutral Citation : Yes/No
ps



H.C.P(MD)No.1131 of 2023

To
WEB COPY

- 1.The Additional Secretary to Government of India,
Department of Consumer Affairs,
Food and Consumer Affairs Department,
Room No.270, Krishibhavan,
New Delhi – 110 001.
- 2.The Secretary to Government,
Co-operation, Food and Consumer Protection Department,
Namakkal Kavignar Maaligai,
Secretariat,
Chennai – 600 009.
- 3.The District Magistrate and District Collector,
Kanniyakumari District,
Nagercoil.
- 4.The Superintendent of Prison,
Central Prison,
Palayamkottai,
Tirunelveli District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



H.C.P(MD)No.1131 of 2023

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

ps

H.C.P(MD)No.1131 of 2023

07.11.2023