



H.C.P(MD)No.1308 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 27.11.2023

Coram

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

H.C.P(MD)No.1308 of 2023

Shanmugavadivu

.. Petitioner

VS

1.The State of Tamil Nadu,
Represented by its Principal Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat,
Fort St. George,
Chennai – 9.

2.The Deputy Inspector General of Police,
Tirunelveli Range & the Commissioner of Police,
Tirunelveli District.

3.The Superintendent,
Central Prison,
Palayamkottai,
Tirunelveli District.

4.The Inspector of Police,
Palayamkottai Police Station,
Palayamkottai,
Tirunelveli District.

.. Respondents



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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 relating to the order of detention passed by the second respondent in his proceedings in Detention Order No.51/BCDFGISSSV/2023, dated 27.09.2023 and quash the same and direct the respondents to produce the body or person of the detenu namely Esakki @ Vaganam, S/o.Ulaganathan, aged about 24 years (now detained at Central Prison, Palayamkottai) before this Court and set him at liberty.

For Petitioner : Mr.R.Anand

For Respondents : 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.R.Anand, learned counsel on record for petitioner and Mr.A.Thiruvadi Kumar, learned Additional Public Prosecutor are before us.



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3.Learned counsel on both sides submit that the impugned preventive detention order has since been revoked (Advisory Board) vide proceedings dated 31.10.2023 bearing reference G.O.Rt.No.6120, Home, Prohibition and Excise (XIV) Department.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.)
27.11.2023

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



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- 1.The Principal Secretary to Government,
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Chennai – 9.
- 2.The Deputy Inspector General of Police,
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- 3.The Superintendent,
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Palayamkottai,
Tirunelveli District.
- 4.The Inspector of Police,
Palayamkottai Police Station,
Palayamkottai,
Tirunelveli District.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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R.SAKTHIVEL, J.,

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