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H.C.P.No.771 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.07.2024

CORAM :

THE HONOURABLE MR. JUSTICE M.S.RAMESH

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

H.C.P.No.771 of 2024

Sangeetha

... Petitioner/Wife of the detenue

Vs.

1.The State rep. by
Secretary to Government
Home Prohibition and Excise DepartmentalFort St. George,
Chennai – 600 009.

2.The State rep. by
The Commissioner of Police
O/o The Commissioner of Police
Greater Chennai
Vepery, Chennai – 600 007.

3.The Inspector of Police,
Central Crime Branch,
EDF-II, Team IV,
Vepery, Chennai – 600 007.

4.The Superintendent of Prison,
Puzhal,

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Chennai – 600 064.

... Respondents

Prayer : Habeas Corpus Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Habeas Corpus to call for the entire records culminating in the passing of the order of detention on petitioner's husband, the detinue, under Act 14 of 1982 vide Detention Order 228/BCDFGISSSV/2024 dated 20.03.2024 on the file of the second respondent herein and quash the same as illegal and consequently direct the respondents herein to produce the body and person of the detinue by name Saikumar S/o Sri Ramulu, aged about 52 years now confined at Central Prison, Puzhal at once before this Hon'ble Court and thereafter set him at liberty from the detention.

For Petitioner : Mr.M.Sankar

For Respondents : Mr.A.Gokulakrishnan
Additional Public Prosecutor

ORDER

M.S.RAMESH, J.
and
SUNDER MOHAN, J.

The petitioner herein is the wife of the detinue viz., Saikumar, S/o.Sriramulu, the detinue, now confined at Central Prison, Puzhal, Chennai, has come forward with this petition challenging the detention order passed by the second respondent dated 20.03.2024 slapped on her



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husband, branding him as "Goonda" under the Tamil Nadu Prevention of Dangerous Activities of Bootleggers, Drug Offenders, Forest Offenders, Goondas, Immoral Traffic Offenders, Sand Offenders, Slum Grabbers and Video Pirates Act, 1982 [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that the order of detention passed by the second respondent as against the petitioner's husband, dated 20.03.2024 has been revoked by the Government in G.O.Rt.No.2584, Home, Prohibition and Excise (XIII) Department, dated 30.04.2024 and he has also produced a copy of the said order.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 the same has become infructuous.

[M.S.R., J] [S.M., J]
11.07.2024

Anu

Internet : Yes

Index : Yes / No

Neutral Citation : Yes / No

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Chennai – 600 009.

2.The Commissioner of Police
O/o The Commissioner of Police
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Vepery, Chennai – 600 007.

3.The Inspector of Police,
Central Crime Branch,
EDF-II, Team IV,
Vepery, Chennai – 600 007.

4.The Superintendent of Prison,
Puzhal,
Chennai – 600 064.

5.The Public Prosecutor,
High Court, Madras.

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