



WEB COPY



HCP.No.1471of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.08.2024

CORAM :

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM
AND
THE HONOURABLE MR. JUSTICE V.SIVAGNANAM

H.C.P.No.1471of 2024

Saranya

...

Petitioner

Vs

1. The Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St.George,
Chennai-600 009.

2 The District Collector and District Magistrate,
Nagapattinam,
Ngapattinam District.

3 The Superintendent of Police
Nagapattinam,
Ngapattinam District ,

4 The Superintendent of Prison
Central Prison,
Thiruchirappalli.

5 The Inspector of Police
Vedaranyam Police Station,
Nagapattinam District.

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Respondents



HCP.No.1471of 2024

PRAAYER: Petition filed under Article 226 of Constitution of India to issue a Writ of Habeas Corpus, Call for the records in connection with the order of detention passed by the 2nd respondent dated 30.05.2024 in COC No.07/2024 against the petitioner husband Deena @ Deenathayalan, Male aged 34 years S/o. Rajavel, who is confined at Central Prison, Thiruchirapalli and set aside the same and direct the respondents herein to produce the detenue before this Hon'ble Court and set him at liberty.

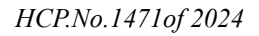
For Petitioner : Mr. D. Balaji
For Respondents : Mr.E.Raj Thilak
Additional Public Prosecutor

ORDER

(Order of the Court was made by *S.M.SUBRAMANIAM, J.*)

The order of detention passed by the District Collector and District Magistrate, Nagapattinam in proceedings C.O.C.No.07/2024, dated 30.05.2024 is sought to be quashed in the present Habeas Corpus Petition.

2. A perusal of the documents relied on by the detaining authority would reveal that, the detenue had been arrested on 07.03.2024, however the impugned order of detention has been issued on 30.05.2024, after a lapse of more than two months.



4.Hence, for the aforesaid reason, the detention order passed by the second respondent in proceedings C.O.C.No.07/2024, dated 30.05.2024 is quashed and the Habeas Corpus Petition is allowed. The detenue, viz., Deena @ Deenathayalan, Male aged 34 years S/o. Rajavel,who is confined at Central Prison, Thiruchirapalli, is directed to be set at liberty forthwith, unless he is required in connection with any other case.

[V.S.G., J.]

12.08.2024

Index : Yes/No
 Speaking Order : Yes/No
 Neutral Citation : Yes/No
 mrp



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AND
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