



H.C.P.No.2246 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.02.2024

CORAM :

THE HONOURABLE MR. JUSTICE M.S.RAMESH

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

H.C.P.No.2246 of 2023

Dominie Xavier

... Petitioner

Vs.

1.The Additional Chief Secretary to Government,
Home, Prohibition and Excise (XVI) Dept.,
Fort St.George, Secretariat,
Chennai-600 009.

2.The Commissioner of Police,
Office of the Commissioner of Police,
Vepery, Chennai-600 007.

3.The Superintendent of Prison,
Central Prison at Puzhal,
Chennai District-600 066.

4.The Inspector of Police,
E-1, Mylapore Police Station,
Chennai.

... Respondents

Prayer : Habeas Corpus Petition filed under Article 226 of the Constitution

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of India praying for the issuance of a Writ of Habeas Corpus, to call for the records in Detention order No.472/BCDFGISSSV/2023, dated 13.10.2023 on the file of the second respondent and set aside the same and direct the respondents herein to produce the body of the petitioner/detenu Dominie Xavier, S/o.Lourdusamy, aged 39 years, now confined at Central Prison, Puzhal before this Court and set him at liberty.

For Petitioner : Mr.R.Subra Devi
For Respondents : Mr.E.Raj Thilak
Additional Public Prosecutor
assisted by
Mr.C.Aravind

ORDER

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

The petitioner herein is the detenu viz., Dominie Xavier, S/o.Lourdusamy, aged about 39 years, confined at Central Prison, Puzhal, has come forward with this petition challenging the detention order passed by the second respondent dated 13.10.2023 slapped on him, 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



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[Tamil Nadu Act, 14 of 1982].

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2.The learned Additional Public Prosecutor would submit that the order of detention passed by the second respondent as against the petitioner herein dated 13.10.2023 has been revoked by the Government in G.O.Rt.No.6674, Home, Prohibition and Excise (XIII) Department, dated 28.11.2023 and he has also produced a copy of the said order.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 the same has become infructuous.

[M.S.R., J] [S.M., J]
16.02.2024

Anu

Internet : Yes

Index : Yes / No

Neutral Citation : Yes / No



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

Anu

To

1.The Additional Chief Secretary to Government,
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3.The Superintendent of Prison,
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Chennai District-600 066.

4.The Inspector of Police,
E-1, Mylapore Police Station,
Chennai.

6.The Public Prosecutor,
High Court, Madras.

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