



H.C.P.No.2427 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.03.2024

CORAM :

THE HONOURABLE MR. JUSTICE M.S.RAMESH

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

H.C.P.No.2427 of 2023

Saranya

... Petitioner/wife of the detenue

Vs.

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

2.The District Collector and District Magistrate,
Kancheepuram,
Kancheepuram District.

3.The Superintendent of Police,
Kancheepuram,
Kancheepuram District.

4.The Superintendent,
Central Prison, Puzhal,
Chennai District.



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5.State rep. by
The Inspector of Police,
Siva Kanchi Police Station,
Kancheepuram District.

... 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 records in connection with the order of detention passed by the second respondent dated 29.10.2023 in Rc.No.211/2023/M6-D.O.No.38/2023 against the petitioner's husband viz., Arivazhagan, M/A, 34 years, son of Dhamotharan, who is confined at Central Prison, Puzhal, Chennai and set aside the same and consequently, direct the respondents to produce the detenu before this Court and set him at liberty.

For Petitioner : Mr.A.Saranraj

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 is the wife of the detenu viz., Arivazhagan, 34 years, son of Dhamotharan, confined at Central Prison, Puzhal, Chennai, has come forward with this petition challenging the detention order passed by the



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second respondent dated 29.10.2023 slapped on her 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that the order of detention passed by the second respondent as against the petitioner's husband, dated 29.10.2023 has been revoked by the Government in G.O.Rt.No.6847, Home, Prohibition and Excise (XI) Department, dated 07.12.2023 and he has also produced a copy of the said order.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]
05.03.2024

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 Secretary to the Government,
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Secretariat,
Chennai-600 009.

2.The District Collector and District Magistrate,
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Kancheepuram District.

3.The Superintendent of Police,
Kancheepuram,
Kancheepuram District.

4.The Superintendent,
Central Prison, Puzhal,
Chennai District.

5.The Inspector of Police,
Siva Kanchi Police Station,
Kancheepuram District.

6.The Public Prosecutor,
High Court, Madras.

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