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H.C.P.No.2448 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.02.2024

CORAM :

THE HONOURABLE MR. JUSTICE M.S.RAMESH

AND

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

H.C.P.No.2448 of 2023

V.Kanammal

... Petitioner/mother of the detenu

Vs.

1.The State of Tamilnadu,
Rep. by its Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat,
Chennai-9.

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

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

4.The Superintendent,
Central Prison,
Salem.



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5. The Inspector of Police,
Jedarpalayam Police Station,
Namakkal 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 C.M.P.No.20/GOONDA/2023 (M1) dated 15.10.2023 on the file of the second respondent and quash the same as illegal and consequently, direct the respondents to produce the petitioner's son Thiru. Meiyazhahan, son of late Velusamy, aged about 21 years, who is now detained in Central Prison, Salem before this Court and set him at liberty.

For Petitioner	:	Mr.K.Gandhi Kumar
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 mother of the detenu viz., Meiyazhahan, son of late Velusamy, aged about 21 years, detained at Central Prison, Salem, has come forward with this petition challenging the detention order passed by the second respondent dated 15.10.2023 slapped on him, branding him as



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"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that the order of detention passed by the second respondent as against the petitioner herein dated 15.10.2023 has been revoked by the Government in G.O.Rt.No.6668, Home, Prohibition and Excise (XIV) Department, dated 28.11.2023 and he has also produced a copy of the said order.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]
20.02.2024

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.Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat,
Chennai-9.

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

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

4.The Superintendent,
Central Prison,
Salem.

5.The Inspector of Police,
Jedarpalayam Police Station,
Namakkal District.

6.The Public Prosecutor,
High Court, Madras.

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