



H.C.P. No.1554 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 18.12.2025

Coram:

THE HONOURABLE MR.JUSTICE P.VELMURUGAN
and
THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN

H.C.P. No.1554 of 2025

Sangeetha
W/o.Gajapathivarma

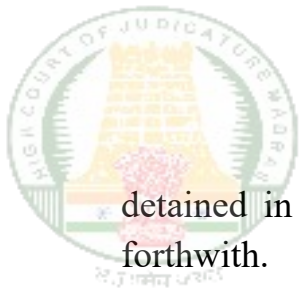
.. Petitioner

Vs.

1. The Additional Chief Secretary
Home, Prohibition and Excise Department
Secretariat, Chennai – 600 009
2. The District Collector and District Magistrate
Ranipet District, Ranipet
3. The Superintendent of Central Prison
Central Prison-II, Puzhal
Chennai – 600 066
4. The Superintendent of Police
Ranipet District
5. The Inspector of Police
Sholingur Police Station
Ranipet

.. Respondents

Prayer: Habeas Corpus Petition filed under Article 226 of the Constitution of India, to call for the records relating to the detention order B3/D.O.No.60/2025 dated 15.07.2025 passed by the 2nd respondent and set aside the same and direct the respondent to produce the body of the detinue Gajapathivarma, S/o.Balasubramaniyan, aged 50 years now



detained in Central Prison-II, Puzhal, Chennai, before this Court and set him liberty forthwith.

WEB COPY

For Petitioner : Mr.K.Kannan
For Respondents : Mr.R.Muniyapparaj
Additional Public Prosecutor
assisted by Mr.M.Sylvester John

ORDER

(The Order of the Court was made by P.Velmurugan, J)

This Habeas Corpus Petition has been filed to call for the records relating to the detention order B3/D.O.No.60/2025 dated 15.07.2025 passed by the 2nd respondent and set aside the same and direct the respondents to produce the body of the detainee, namely Gajapathivarma, S/o.Balasubramaniyan, aged 50 years, now detained in Central Prison-II, Puzhal, Chennai, before this Court and set him at liberty forthwith.

2. Though the learned counsel for the petitioner took several grounds to quash the impugned order of detention, he focused mainly on two grounds. One of the grounds is that the arrest intimation was not served on the close relatives/family members of the detainee. The other ground is that the vital documents relied on in the grounds of detention, were not furnished to the detainee.

3. Heard both sides and perused the materials available on record.

4. As far as the contention with regard to non-intimation of arrest is concerned, the learned Additional Public Prosecutor appearing for the respondents submitted that the arrest intimation was duly intimated to the wife of the detainee. The same has also been



H.C.P. No.155 of 2025

mentioned in Paragraph No.7 of the counter affidavit. Therefore, this Court finds that the arrest intimation was duly intimated to the wife of the detinue. Hence, the said ground is not acceptable.

5. As far as the ground of non-furnishing of materials relied on in the detention order is concerned, the respondents have not stated anything about the same in detail in the counter affidavit. Therefore, this Court is inclined to quash the detention order passed against the detinue on the ground of non-supply of materials relied on in the impugned detention order.

6. Accordingly, the impugned detention order B3/D.O.No.60/2025 dated 15.07.2025, passed by the 2nd respondent, is hereby quashed on the ground of non-supply of materials relied on in the detention order and the detinue, namely Gajapathivarma, S/o.Balasubramaniyan, aged 50 years, now detained in Central Prison-II, Puzhal, Chennai, is directed to be set at liberty forthwith, unless he is required in connection with any other case.

7. With the above direction, this Habeas Corpus Petition is allowed.

(P.V., J) (M.J.R., J)
18.12.2025

ksa-2

Neutral Citation: Yes/No



H.C.P. No.155-4 of 2023

To

1. The Additional Chief Secretary
Home, Prohibition and Excise Department
Secretariat, Chennai – 600 009
2. The District Collector and District Magistrate
Ranipet District, Ranipet
3. The Superintendent of Central Prison
Central Prison-II, Puzhal
Chennai – 600 066
4. The Superintendent of Police
Ranipet District
5. The Inspector of Police
Sholingur Police Station, Ranipet
6. The Public Prosecutor,
High Court, Madras.



WEB COPY



H.C.P. No.1554 of 2025

P.VELMURUGAN, J

and

M.JOTHIRAMAN, J

ksa-2

H.C.P. No.1554 of 2025

18.12.2025

Page No.5/5