



HCP.No.1992 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.12.2025

CORAM

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

AND

THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN

H.C.P.No.1992 of 2025

Herani

... Petitioner/
Sister of the detenu

Versus

1. The Secretary to the Government,
Government of Tamil Nadu,
(Home), Prohibition and Excise Department
Fort St.George, Chennai – 600 009.
2. The Commissioner of Police,
Greater Chennai,
Office of the Commissioner of Police (Goondas Section),
Vepery, Chennai – 600 007.



HCP.No.1992 of 2025

3. The Superintendent of Central Prison,
Central Prison, Puzhal, Chennai.

WEB COPY

4. The State Rep.by
Inspector of Police,
J-3, Guindy Police Station,
Chennai.

.. Respondents

Prayer:- Habeas Corpus Petition filed under Article 226 of the Constitution of India praying for a Writ of Habeas Corpus calling for the entire records connected with the order of the 2nd respondent herein concerned in BCDFGISSSV No.137/2025 dated 04.03.2025 and quash the order of detention passed therein by the 2nd respondent herein against the detenu and directing the respondents herein to produce the body and person of the detenu by name Thiru.Mansoor, S/o.Sulthan Ali, Male aged about 26 years residing at No.27, Sunguvarchatram, Dargah Medu, Santhavellore, Kanchipuram District and now detained at Central Prison, Puzhal, Chennai before this Court and setting him at liberty forthwith.

For Petitioner : Mr.L.Jagadeesan
For Respondents : Mr.R.Munniapparaj
Additional Public Prosecutor
assisted by Mr.M.Sylvester John



WEB COPY



HCP.No.1992 of 2025

ORDER

(Order of the Court was made by P.VELMURUGAN J.)

The petitioner, who is the sister of the detenu Mansoor, S/o.Sulthan Ali, male, aged 26 years, has come forward with this petition challenging the detention order passed by the second respondent dated 04.03.2025 bearing reference BCDFGISSSV No.137/2025, slapped on her brother Mansoor, S/o.Sulthan Ali, aged 26 years, now confined in Central Prison, Puzhal, Chennai, branding him as "Drug Offender" under the Tamil Nadu Prevention of Dangerous Activities of Bootleggers, Cyber Law Offenders, Drug Offenders, Forest Offenders, Goondas, Immoral Traffic Offenders, Sand Offenders, Sexual Offenders, Slum Grabbers and Video Pirates Act, 1982 [Tamil Nadu Act 14 of 1982].

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondents.

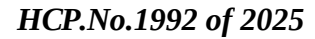


HCP.No.1992 of 2025

WEB COPY

3. Though several grounds are raised in the petition, the learned counsel for the petitioner submitted that the Sponsoring Authority, delayed the issuance of the confirmation order by more than 10 days, thereby, depriving the detenu of his valuable right to make an effective representation. Thus, the detention order is vitiated and the same is liable to be quashed.

4. The said submission made by learned counsel appearing for the petitioner has not been disputed by learned Additional Public Prosecutor.



6. In the result, this Habeas Corpus Petition is allowed and the detention order passed by the 2nd respondent dated 04.03.2025 in BCDFGISSSV No.137/2025 is hereby set aside and the detenu Mansoor, S/o.Sulthan Ali, male, aged 26 years, is directed to be set at liberty forthwith unless he is required in connection with any other case.

5



HCP.No.1992 of 2025

Index: Yes/No

Neutral Citation: Yes/No

ms

To

1. The Secretary to the Government,
Government of Tamil Nadu,
(Home), Prohibition and Excise Department
Fort St.George, Chennai – 600 009.
2. The Commissioner of Police,
Greater Chennai,
Office of the Commissioner of Police (Goondas Section),
Vepery, Chennai – 600 007.
3. The Superintendent of Central Prison,
Central Prison, Puzhal, Chennai.
4. The Inspector of Police,
J-3, Guindy Police Station,
Chennai.
5. The Public Prosecutor
High Court, Madras.



WEB COPY



HCP.No.1992 of 2025



WEB COPY



HCP.No.1992 of 2025
P.VELMURUGAN, J.,
AND
M.JOTHIRAMAN, J.,

ms

H.C.P.No.1992 of 2025



WEB COPY



HCP.No.1992 of 2025

05.12.2025