



WEB COPY



H.C.P.No.3200 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.01.2025

CORAM :

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM
AND
THE HON'BLE MR.JUSTICE M.JOTHIRAMAN

H.C.P.No.3200 of 2024

Ravi
S/o Ramu .. Petitioner
v.

1. The Secretary to Government
Home, Prohibition & Excise Department
Fort St.George, Chennai 600 009
2. The Commissioner of Police
Greater Chennai Police
Vepery, Chennai
3. The Deputy Commissioner of Police
Egmore Range, Chennai
4. The Superintendent of Prison
Special Prison for Women
Puzhal, Chennai
5. The Inspector of Police
Anti Vice Squad-II, Chennai CCB
Greater Chennai Police, Egmore
Chennai District

.. Respondents



H.C.P.No.3200 of 2024

Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Habeas Corpus, to call for the records pertaining to the order of detention passed by the 2nd respondent in No.1193/BCDFGISSSV/2024 dated 02.12.2024 against the petitioner's wife Poornima @ Jancy, W/o Ravi, Female, aged 35 years, now confined in Special Prison for Women, Puzhal, Chennai and set aside the same and direct the respondents to produce the detainee before this Hon'ble Court and set her at liberty.

For Petitioner :: Mr.V.Karthick

For Respondents :: Mr.R.Muniyapparaj
Additional Public Prosecutor

ORDER

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

The order of detention passed by the second respondent in proceedings No.1193/BCDFGISSSV/2024 dated 02.12.2024 is sought to be quashed in the present habeas corpus petition.

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

3. Based on one adverse case and the ground case, the detention order has been passed. The ground case was registered under the Immoral Traffic



H.C.P.No.3200 of 2024

(Prevention) Act, 1956 in Crime No.27 of 2024. The said case can be dealt with by the police authorities under the ordinary law. We do not find reason to sustain the detention order, which is impugned in the present petition. Thus we are inclined to interfere with the impugned detention order.

4. Accordingly, the detention order passed by the second respondent in proceedings No.1193/BCDFGISSSV/2024 dated 02.12.2024 is hereby set aside and the habeas corpus petition is allowed. The detenue viz., Poornima @ Jancy, W/o Ravi, aged 35 years, now confined at Special Prison for Women, Puzhal, Chennai is directed to be set at liberty forthwith, unless her confinement is required in connection with any other case.

Index : yes/no
Neutral citation : yes/no
SS

(S.M.S.,J.) (M.J.R.,J.)
22.01.2025

To

1. The Secretary to Government
Home, Prohibition & Excise Department
Fort St.George, Chennai 600 009



H.C.P.No.3200 of 2024

2. The Commissioner of Police
Greater Chennai Police
Vepery, Chennai

3. The Deputy Commissioner of Police
Egmore Range, Chennai

4. The Superintendent of Prison
Special Prison for Women
Puzhal, Chennai

5. The Inspector of Police
Anti Vice Squad-II, Chennai CCB
Greater Chennai Police, Egmore
Chennai District

6. The Public Prosecutor
High Court, Madras



WEB COPY



H.C.P.No.3200 of 2024

S.M.SUBRAMANIAM,J.

AND

M.JOTHIRAMAN,J.

SS

H.C.P.No.3200 of 2024

22.01.2025