



HCP(MD)No.861 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated: 08/12/2025

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THE HONOURABLE **MR JUSTICE G.K.ILANTHIRAIYAN**
AND
THE HONOURABLE **MS JUSTICE R.POORNIMA**

HCP(MD)No.861 of 2025

Ramar alias Jeyaramar

: Petitioner/Detenu

Vs.

1.State of Tamil Nadu rep. by its
The Additional Chief Secretary to Government,
Home, Prohibition and Excise Department,
Fort St. George, Chennai-600 009.

2.The Commissioner of Police,
Office of the Commissioner of Police,
Tirunelveli City,
Tirunelveli.

3.The Superintendent of Prison,
Palayamkottai Central Prison,
Tirunelveli District.

: Respondents

Prayer:- This Habeas Corpus Petition is filed under Article 226 of the Constitution of India, calling for the entire records connected with the detention order of the respondent No.2 in No.12/BCDFGISSSV/2025, dated 04/02/2025 and quash the same and direct the respondents to produce the body or person of the detenu by name Ramar alias Jeyakumar, son of Chelladurai, aged about 30 years, now detained as



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“Goonda” at Palayamkottai Central Prison before this Court and set him at liberty forthwith and pass such further or other orders.

For Petitioner : Dr.R.Alagumani

For Respondents : Mr.T.Senthil Kumar
Additional Public Prosecutor

ORDER

(Order of the Court was made by the Hon'ble **G.K.ILANTHIRAIYAN.J.**)

The petitioner is the detenu viz., Ramar alias Jeyaramar, aged about 30 years. The detenu has been detained by the second respondent by his order in No.12/BCDFGISSSV/2025, dated 04/02/2025 holding him to be a “Goonda” as contemplated under Section 2(f) of the Tamil Nadu Act 14 of 1982. The said order is under challenge in this habeas corpus petition.

2.We have heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondents. We have also perused the records produced by the Detaining Authority.



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3.The detenu was arrested and remanded to judicial custody on 22/01/2025 in Crime No.25 of 2025 on the file of the Inspector of Police, Thatchanallur Police Station for the offences under Sections 126(2), 296(b), 308(4) and 351(3) of BNS, 2023 and thereafter, the Investigating Officer recommended the detenu/accused for detaining him under Act 14 of 1982 and accordingly, the Detaining Authority detained the detenu under Act 14 of 1982, by the impugned order, dated 04/02/2025.

4.The learned counsel for the petitioner raised a specific ground that the order of detention was passed on 04/02/2025, however, it was sent to the Government for approval only on 07/02/2025.

5.Section 3(3) of 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 says that the Detaining Authority shall forthwith report the detention order to the State Government together with the grounds and other necessary documents.



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G.K.ILANTHIRAIYAN,J
and
R.POORNIMA,J

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To,

- 1.The Additional Chief Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai-600 009.
- 2.The Commissioner of Police,
Office of the Commissioner of Police,
Tirunelveli City,
Tirunelveli.
- 3.The Superintendent of Prison,
Central Prison,
Palayamkottai,
Tirunelveli District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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