



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-02-2026

CORAM

**THE HONOURABLE MR JUSTICE P.VELMURUGAN
AND
THE HONOURABLE MR.JUSTICE M.JOTHIRAMAN**

HCP No.2213 of 2025

Ganesan
S/o.Periyasamy
Residing at No.213, Giri Road
Mathali Colony, Bhavani Main Road
Sankagiri, Salem District
Tamil Nadu-637 301

Petitioner

Vs

1. State of Tamil Nadu rep by the
Additional Chief Secretary
Home, Prohibition and Excise Department
Secretariat, Chennai,
Tamil Nadu-600 009
2. State of Tamil Nadu
rep by the Commissioner of Police
Greater Chennai Police
Commissioner Office Building
EVK Sampath Road, Vepery, Chennai-600 007
3. State of Tamil Nadu
rep by the Superintendent of Prisons
Central Prison, Puzhal,
Chennai, Tamil Nadu-600 066
4. State of Tamil Nadu
rep by the Inspector of Police
F-3, Nungambakkam Police Station, Chennai
Tamil Nadu-600 034

Respondents



Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Habeas Corpus, to call for the records pertaining to the order of detention dated 24.07.2025 passed by the 2nd respondent in TPDA 7401 in Memo No.493/BCDFGISSSV/2025 and quash the same and produce the detenu Pradeepkumar alias Prado, Son of Ganesan, male aged about 38 years, who is detained in Central Prison, Puzhal before this Honble Court and set him at liberty.

For Petitioner: Mr.Jayasuriya.M

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

ORDER

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

The petitioner, who is the father of the detenu, viz., Thiru.Pradeepkumar @ Prado, S/o Ganesan, aged 38 years, now confined at Central Prison, Puzhal, Chennai has come forward with this petition challenging the detention order passed by the second respondent in proceedings No.493/BBCDEFGISSSV/2025 dated 24.07.2025.

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

3. Though several grounds are raised in the petition, the learned counsel for the petitioner submitted that there is an inordinate delay in passing the order of detention.



4. It is seen that though the detenu was arrested on 17.06.2025 in the ground case, the detention order came to be passed only on 24.07.2025 after an inordinate delay and such delay would snap the live and proximate link between the grounds and the purpose of detention. In view of the unexplained and inordinate delay in passing the order of detention after the arrest of the detenu, the detention order is liable to be set aside.

5. In view of the above, this habeas corpus petition is allowed and the impugned detention order made in proceedings No.493/BBCDEFGISSSV/2025 dated 24.07.2025 on the file of the second respondent, is set aside. The detenu, namely, Thiru.Pradeepkumar alias Prado, S/o Ganesan, aged about 38 years, is directed to be set at liberty forthwith, unless his custody is required in connection with any other case.

(P.VELMURUGAN J.) (M.JOTHIRAMAN J.)
16-02-2026

Index: Yes/No
Speaking/Non-speaking order
Internet: Yes
Neutral Citation: Yes/No

SS



To

1. The Additional Chief Secretary to Government
Home, Prohibition and Excise Department
Secretariat, Chennai-600 009
2. The Commissioner of Police
Greater Chennai Police
Commissioner Office Building
EVK Sampath Road, Vepery, Chennai-600 007
3. The Superintendent of Prisons
Central Prison, Puzhal,
Chennai-600 066
4. The Inspector of Police
F-3, Nungambakkam Police Station
Chennai-600 034
5. The Public Prosecutor
High Court, Madras



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**P.VELMURUGAN J.
AND
M.JOTHIRAMAN J.**

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