



HCP No. 2307 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-06-2026

CORAM

THE HON'BLE DR.JUSTICE ANITA SUMANTH

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

HCP No. 2307 of 2025

Vijayalakshmi
W/o.Saravanan,
No.29, Mullai Nagar,
Kuruvinatham,
Bahour Commune,
Panducherry.

..Petitioner(s)

Vs

1. The Secretary to the Government,
Home Prohibition and Excise Department,
Secretariat,
Chennai-600 009.
2. District Collector and District Magistrate of
Cuddalore District,
Cuddalore.
3. The Superintendent of Police,
Cuddalore District,
Cuddalore.
4. The Superintendent of Prison,
Central Prison,
Cuddalore.
5. The Inspector of Police,
Cuddalore New Town Police Station,
Cuddalore District.



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..Respondent(s)

Prayer : Petition filed under Article 226 of Constitution of India praying for issuance of Writ of Habeas Corpus, calling for the records in connection with the order of detention passed by the second respondent 07.10.2025 in C3/D.O./110/2025 against the petitioner's husband Saravanan, Male, aged 38 years S/o.Natarajan who is confined at Central Prison, Cuddalore, and set aside the same and direct the respondents to produce the detenu before this Court and set him at liberty.

For Petitioner(s): Mr.D.Balaji

For Respondent(s): Mr.C.R.Malarvannan
Counsel for Government of Tamil Nadu
(Criminal Side)

ORDER

(Order of the Court was made by Sunder Mohan J.)

The wife of detenu - Saravanan, S/o.Natarajan, aged 38 years, has filed this petition challenging the detention order dated 07.10.2025, branding him as a 'Goonda' under Section 2(f) of the Tamil Nadu Preventive Detention Act, 1982 (Act 14/1982).



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2. We have heard learned counsel for petitioner and learned counsel for Government of Tamil Nadu (Criminal Side) for respondents.

3. In this case, the detention order was passed on 07.10.2025 and served on the next day i.e., 08.10.2025. However, we find that the booklet containing the documents relied upon by the detaining authority was furnished only on 16.10.2025, which is beyond the statutory limit of five days from the date of the detention order. Section 8 of Act 14/1982 mandates that the grounds of detention have to be furnished within five days from the date of detention. It is well settled that the grounds of detention includes all relevant documents relied upon by the detaining authority.

4. Therefore, in view of the statutory violation, the impugned detention order is liable to be set aside, as further detention of the detenu becomes illegal.

5. In light of the aforesaid discussion, this Habeas Corpus Petition is allowed and the Detention Order passed by the second respondent in C3/D.O.No.110/2025 dated 07.10.2025 is set aside.



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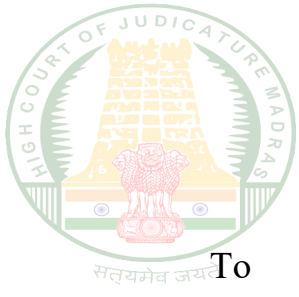
6. The detenu, viz., Saravanan, S/o.Natarajan, aged 38 years, who is now confined in Central Prison, Cuddalore, is hereby directed to be set at liberty forthwith unless his presence is required in connection with any other case.

(A.S.M.,J.) (S.M.,J.)
23-06-2026

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

Issue Order Copy Today.

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To
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2. District Collector and District Magistrate of
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3. The Superintendent of Police,
Cuddalore District,
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4. The Superintendent of Prison,
Central Prison,
Cuddalore.
5. The Inspector of Police,
Cuddalore New Town Police Station,
Cuddalore District.
6. The Joint Secretary,
Law and Order Department, Secretariat, Chennai – 600 009.
7. The Public Prosecutor,
High Court of Madras.



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**DR.ANITA SUMANTH, J.
AND
SUNDER MOHAN, J.**

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