



H.C.P.(MD)No.1121 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.02.2026

CORAM:

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

H.C.P.(MD)No.1121 of 2025

P.Muniyammal

... Petitioner/
Mother of the Detenu

-VS-

- 1.The State of Tamil Nadu rep. by its,
The Principal Chief Secretary to Government,
Home, Prohibition and Excise Department,
St. George Fort, Chennai - 600 009.
- 2.The District Collector/District Magistrate,
Office of the Collectorate Building,
Ramanathapuram District.
- 3.The Superintendent of Prison,
Central Prison,
Madurai.
- 4.The Inspector of Police,
All Women Police Station,



H.C.P.(MD)No.1121 of 2025

WEB COPY

Keelakkarai,
Ramanathapuram District,
In Crime No.10/2025.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus, call for the records relating to the detention order passed by the second respondent in S.R.No.39/S.O/2025 dated 22.08.2025 and quash the same and direct the respondents to produce the body or person of the detenu namely Murugavel, S/o.Pitchai, aged about 36 years (Now detained at Central Prison, Madurai) before this Court and set him at liberty.

For Petitioner : Mr.A.Subramanian

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

ORDER

(Order of the Court was made by **G.K. ILANTHIRAIYAN,J.**)

The petitioner is the mother of the detenu viz., Murugavel, son of Pitchai, aged about 36 years. The detenu has been detained by the second respondent by his order in S.R.No. 39/S.O/2025, dated 22.08.2025 holding him to be a "Sexual



H.C.P.(MD)No.1121 of 2025

WEB COPY

Offender", as contemplated under Section 2(ggg) of 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.

3. The learned counsel for the petitioner raised a ground that the detenu was arrested and remanded to judicial custody on 18.07.2025, but the detention order was passed only on 22.08.2025, therefore, there is no live and proximate link between the date of arrest and the date of the detention order.

4. On perusal of the records and also on the counter filed by the second respondent, it is revealed that the detenu committed



H.C.P.(MD)No.1121 of 2025

WEB COPY

very serious and heinous offence as against the mentally disabled girl by committing rape. The investigating officer should have recorded the statement of the mentally disabled person and also subjected her to a medical examination. Hence, there was a delay in collecting the materials to sponsor the detenu's name for detaining him under Act, 14 of 1982.

5.In view of the above, this habeas corpus petition is dismissed.

[G.K.I., J.] [R.P., J.]

19.02.2026

am

NCC :Yes/No

Index : Yes/No

Internet: Yes/No



H.C.P.(MD)No.1121 of 2025

WEB COPY

To

- 1.The Principal Chief Secretary to Government,
Home, Prohibition and Excise Department,
St. George Fort, Chennai - 600 009.
- 2.The District Collector/District Magistrate,
Office of the Collectorate Building,
Ramanathapuram District.
- 3.The Superintendent of Prison,
Central Prison,
Madurai.
- 4.The Inspector of Police,
All Women Police Station,
Keelakkarai,
Ramanathapuram District.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



H.C.P.(MD)No.1121 of 2025

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

am

H.C.P.(MD)No.1121 of 2025

19.02.2026