



H.C.P.Nos.1724 and 1725 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 10.04.2026

CORAM :

THE HONOURABLE DR.JUSTICE ANITA SUMANTH
and
THE HONOURABLE MR.JUSTICE SUNDER MOHAN

H.C.P.Nos.1724 and 1725 of 2025

In HCP.No.1724 of 2025:

Mahalakshmi, Female, aged 25 years,
D/o. Balaji,
No.C-31, SMH Hospital Back Side,
Kurai, Ranipet,
Walaja Taluk, Ranipet District.

.. Petitioner

VS

- 1.The Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai-600 009.
- 2.The District Collector and District Magistrate of
Ranipet District, Ranipet – 1.
- 3.The Superintendent of Police,
Ranipet District, Ranipet.
- 4.The Superintendent of Prison,
Central Prison, Vellore.
- 5.The Inspector of Police,
Ranipet PEW Police Station,
Chennai.

.. Respondents



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In HCP.No.1725 of 2026:

Kannaki, W/o. Sudhakaran,
No.15C, Labour School Street,
Karai Ranipet,
Walaja Taluk, Ranipet District.

.. Petitioner

VS

1.The State of Tamil Nadu
Rep. by its Secretary,
Home Department, Prohibition and Excise Department,
Fort St.George, Chennai-600 009.

2.The District Collector and District Magistrate of
Ranipet District, Ranipet.

3.The Superintendent of Police,
Ranipet, Vellore.

4.The Superintendent,
Central Prison, Vellore.

5.The Inspector of Police,
Prohibition Enforcement Wing,
Chennai.

.. Respondents

Prayer in HCP.No.1724 of 2025: Petition filed under Article 226 of Constitution of India praying for issuance of Writ of Habeas Corpus to call for the records in connection with the order of detention passed by the second respondent dated 02.08.2025 in B3/D.O.No.66/2025 against the petitioner's brother Sutharsan, Male, aged 22 years, S/o. Balaji, who is confined at Central Prison, Vellore and set aside the same and direct the respondents to produce the detenu before this Court and set him at liberty.

Prayer in HCP.No.1725 of 2025: Petition filed under Article 226 of Constitution of India praying for issuance of Writ of Habeas Corpus to

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call for the records relating to the detenu's detention order passed by the 2nd respondent Memo B3/D.O.No.67/2025 dated 02.08.2025 and set aside the same and produce the detenu Bose @ Elangovan, aged about 23 years now detained in Central Prison, Vellore and set him at liberty forthwith.

In HCP.No.1724 of 2025

For Petitioner

in HCP.No.1724 of 2025 : Mr.D.Balaji
in HCP.No.1725 of 2025 : Mr.T.Arun
for Mr.T.Saravanan

For Respondents

in both HCP's : Mr.R.Muniyapparaj
Additional Public Prosecutor
assisted by
Mr.M.Sylvester John

COMMON ORDER

(Made by Dr. ANITA SUMANTH, J.)

In both the HCPs, the mothers of the detenus, viz., Sutharsan, S/o Balaji (HCP No.1724 of 2025) and Bose @ Elangovan S/oSudhakaran (HCP No.1725 of 2025), branding them as Goondas under Section 2(f) of the Tamil Nadu Preventive Detention Act, 1982 (Tamil Nadu Act 14 of 1982) have challenged the detention orders, both dated 02.08.2025.

2. Prior to the order of detention, the detenus were arrested on 05.07.2025. The ground case relates to an offence under Section 123 of the Bharatiya Nyaya Sanhita, 2023 (BNSS).

3. We have heard Mr.D.Balaji, learned counsel for the petitioner in HCP 1724 of 2025, Mr.T.Arun, learned counsel appearing for



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Mr.T.Saravanan, learned counsel for the petitioner in HCP 1725 of 2025

and Mr.R.Muniyapparaj, learned Additional Public Prosecutor assisted by

Mr.Sylvester John, learned counsel for the respondents.

4. One of the grounds of detention is based on the subjective satisfaction of the detaining authority that the detenus may be enlarged on bail, since, based on the information received by him, he states that the detenus intend to file bail application through their relatives.

5. It is unknown what the sources of information are, as the booklet provided does not contain the statement of any relative, or any other material for that matter to indicate that the detenus will be enlarged on bail. In such circumstances, the subjective satisfaction on the basis of which the detention orders have been passed, particularly the apprehension of the detaining authority that the detenus would be enlarged on bail, has no basis whatsoever.

6. In light of the aforesaid discussion, these Habeas Corpus Petitions are allowed and the Detention Order passed by the second respondent in B3/D.O.No.66/2025, dated 02.08.2025 (HCP No.1724 of 2025) and B3/D.O.No.67/2025, dated 02.08.2025 (HCP No.1725 of 2025) are set aside.

7. The detenus, viz., Sutharsan, S/o. Balaji, aged 22 years, who is now confined in Central Prison, Vellore, and Bose @ Elangovan, S/o.



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Sudhakaran, aged 23 years, who is now confined in Central Prison,

Vellore are hereby directed to be set at liberty forthwith unless their presence is required in connection with any other case.

[A.S.M, J.] [S.M, J.]
10.04.2026

Index:Yes/No

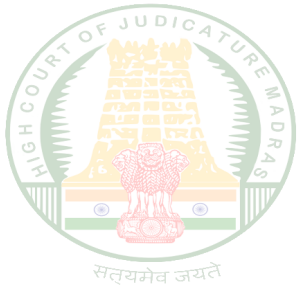
Neutral Citation:Yes/No

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Note : Issue Today

To

- 1.The Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai-600 009.
- 2.The District Collector and District Magistrate of
Ranipet District, Ranipet – 1.
- 3.The Superintendent of Police,
Ranipet District, Ranipet.
- 4.The Superintendent of Prison,
Central Prison, Vellore.
- 5.The Inspector of Police,
Ranipet PEW Police Station,
Chennai.
- 6.The Joint Secretary,
Law and Order Department,
Secretariat, Chennai
- 7.The Public Prosecutor,
High Court, Madras.



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DR. ANITA SUMANTH,J.
and
SUNDER MOHAN,J.

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