

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-04-2026

CORAM

THE HON'BLE DR.JUSTICE ANITA SUMANTH

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

HCP No. 2749 of 2025

AND

HCP NO. 2171 OF 2025

HCP.No.2749 of 2025:

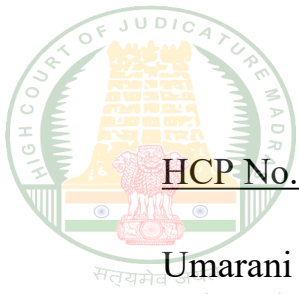
Jothilakshmi
W/o.Venugopal,
Muslim Street,
Muppathuvetti Village,
Arcot Taluk, Ranipet, District.

..Petitioner(s)

Vs

1. The Secretary to the 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,
Arcot Town Police Station,
Ranipet District.

..Respondent(s)



HCP No. 2171 of 2025

Umarani
W/o.Subramaniam,
No. 1/171, Bajanai Koil Street,
Muppathuvetti Village,
Arcot Taluk,
Ranipet District.

..Petitioner(s)

Vs

1. The Secretary to the Government
Home, Prohibition and Excise Dept.,
Secretariat,
Chennai - 600 009.
2. 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
Arcot Town Police Station,
Ranipet District.

..Respondent(s)

Prayer in HCP.No.2749 of 2025: Habeas corpus petition filed under article 226 of Constitution of India for issuance of a WRIT OF HABEAS CORPUS or any other Writ or Order in the nature of Writ call for the records in Connection with the order of Detention passed by the second respondent dated 29.08.2025 in B3/D.O.NO.73/2025 against the petitioner's Son Ashwinkumar, Male aged 23 years, S/o.Venugopal who is confined at Central Prison, Vellore and set



aside the same and direct the respondents to produce the detenue before the Honble Court and set him at Liberty.

WEB COPY Prayer in HCP.No.2171 of 2025: Habeas corpus petition filed under article 226 of Constitution of India for issuance of of a WRIT OF HABEAS CORPUS or any other Writ or Order in the nature of Writ call for the records in connection with the order of detention passed by the 2nd respondent dt. 29.08.2025 in B3/D.O.No.72/2025 against the petitioner's son Kushal @ Dhanush, Male aged 20 years S/o.Subramanyam who is confined at Central Prison, Vellore and set aside the same and direct the respondents to produce the detenue before the Hon'ble Court and set him at liberty.

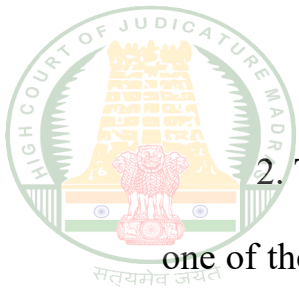
For Petitioner(s): Mr.D.Balaji
(In HCP No. 2171/25)
Mr.D.Balaji
and Mr.P.Raman
(In HCP No. 2749/25)

For Respondent(s): Mr.R.Muniyapparaj
Additional Public Prosecutor
assisted By
Mr. M. Sylvester John

COMMON ORDER

(Order of the Court was made by Dr.Anita Sumanth J.)

Ashwinkumar, S/o. Venugopal (HCP No. 2749/25) and Kushal @ Dhanush, S/o. Subramanyam, (HCP No. 2171/25) have been detained as 'Goondas' under Section 2(f) of Tamil Nadu Preventive Detention Act, 1982 (Act 14/1982) and lodged in Central Prison, Vellore under order dated 29.08.2025. The mother of detenus have approached this Court challenging the aforesaid order.

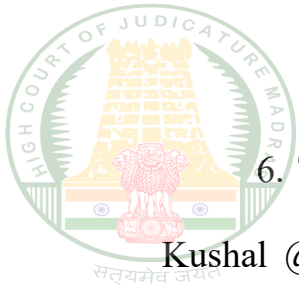


2. The main contention of petitioner, who appears for the petitioner is that one of the grounds raised by the authority to sustain the impugned orders is that the detenus may be enlarged on bail. For this purpose, he refers to the possibility of either detenus or his relatives moving a bail applications relying on the cases where, bail has been granted. Learned counsel for the petitioner would specifically point out that no bail application has been moved by the detenus thus far and hence there is no basis for the aforesaid apprehension.

3. Mr.Muniyapparaj, who appears for the respondents, also accedes to the position that no bail application has been filed.

4. Hence on the aforesaid facts, we find that the recording of apprehension of authority that the detenus would be enlarged on bail has absolutely no basis. In fact, there is no material to indicate on what basis he has arrived at such an apprehension as no statements have been recorded from any relatives or no other material produced to show that detenus intends to file bail application.

5. In light of the aforesaid discussion, these Habeas Corpus Petitions are allowed and the Detention Orders passed by the second respondent in B3/D.O.No.73/2025 and B3/D.O.No.72/2025, both dated 29.08.2025, are set aside.



6. The detenus, viz., Ashwinkumar, S/o. Venugopal, aged 23 years, and Kushal @ Dhanush, S/o. Subramanyam, aged 20 years, confined in Central Prison, Vellore, are 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.)

27-04-2026

ssm

Index: Yes/No

Speaking order

Neutral Citation: Yes

To

1. The Secretary to the Government,
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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,
Arcot Town Police Station,
Ranipet District.
6. The Public Prosecutor,
High Court of Madras.
7. The Joint Secretary to Government,
Public (Law and Order),
Secretariat, Fort.St.George, Chennai -9.



WEB COPY

HCP Nos. 2749 and 2171 of 2



DR.ANITA SUMANTH J.

AND

SUNDER MOHAN J.

ssm

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AND
HCP NO. 2171 OF 2025

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