



H.C.P.Nos. 2255 & 2265 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 16.03.2026

CORAM :

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

H.C.P.Nos. 2255 & 2265 of 2025

H.C.P.No. 2255 of 2025

Sakthivel, M/52 Yrs,
S/o. Shanmugamani
Sakthi Nagar,
Abirami Theater Road,
Boyampalayam,
Tiruppur District.

.. Petitioner

VS

- 1.State of Tamil nadu
Rep. By its Secretary to Govt.
Home, Prohibition and Excise Dept.,
Fort St.George,
Chennai.
- 2.The Commissioner of Police,
Tiruppur City, Tiruppur District.
- 3.The Superintendent of Police,
District Prison, Tiruppur.
- 4.The Inspector of Police,
Tiruppur North Police Station,
Tiruppur City.

.. Respondents



H.C.P.Nos. 2255 & 2265 of 2025

Prayer in HCP No.2255 of 2025: Petition filed under Article 226 of the Constitution of India praying to issue a writ of habeas calling for records pertaining to the detenu Narasimma Praveen, S/o. Sakthivel, who is detained under Tamil nadu Act 14 of 1982 as Goonda at District Prison, Tiruppur, by the second respondent herein vide order in C.No.47/G/IS/Tiruppur City/2025 dated 19.07.2025 on the file of the second respondent herein and to quash the same and direct the respondents herein to produce the petitioner's son or body of the detenu Narasimma Praveen, S/o. Sakthivel, aged about 29 years and set him at liberty.

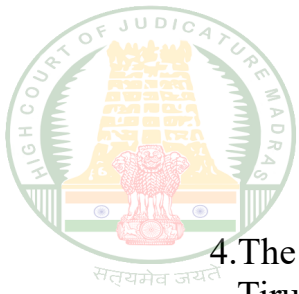
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Ganesan, M/51 years,
S/o. Palanisamy,
No.52, Padmavathipuram,
Maiyamman Kovil 2nd Street,
Gandhi Nagar Post,
Tiruppur District.

.. Petitioner

VS

- 1.State of Tamil nadu
Rep. By its Secretary to Govt.
Home, Prohibition and Excise Dept.,
Fort St.George,
Chennai.
- 2.The Commissioner of Police,
Tiruppur City, Tiruppur District.
- 3.The Superintendent of Police,
District Prison, Tiruppur.



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4. The Inspector of Police,
Tiruppur North Police Station,
Tiruppur City.

.. Respondents

Prayer in HCP No.2265 of 2025: Petition filed under Article 226 of the Constitution of India praying to issue a writ of habeas calling for records pertaining to the detenu Aswin Bharath, S/o. Ganesan, who is detained under Tamil Nadu Act 14 of 1982 as Goonda at District Prison, Tiruppur by the second respondent herein vide his order in C.No.48/G/IS/Tiruppur City/2025 dated 19.07.2025 on the file of the second respondent herein and to quash the same and direct the respondents herein to produce the petitioner son or body of the detenu Aswin Bharath, S/o. Ganesan, aged about 28 years, and set him at liberty.

(in all)

For Petitioner : Mr.P.Babu

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

COMMON ORDER
(Made by Dr. ANITA SUMANTH, J.)

We have heard Mr.P.Babu, for the petitioner and Mr.Muniyapparaj, learned Additional Public Prosecutor assisted by Mr.M.Sylvester John, for the respondents.

2. The challenge is to detention orders dated 19.07.2025, filed by relatives (brother and father respectively) of the detenus viz., Narasimma
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Praveen (HCP No. 2255 of 2025) and Aswin Bharath (HCP No. 2265 of 2025). They are co-accused in the ground case. A total of six persons

were accused, and, as against one detenu, viz., Suman, the detention has been revoked. However, Mr.Muniyapparaj, learned Additional Public Prosecutor would distinguish that case, submitting that there was no overt act alleged as against that individual.

3. The submission of the petitioners are that the subjective satisfaction on the basis of which the impugned orders have been passed is vitiated, as no material has been brought on record to even suggest that the petitioners are intending to seek bail.

4. Mr.Muniyapparaj really has no defence to the above position, as no material has been cited in the impugned order, or even before us now, to indicate that detenus may be enlarged on bail. In such circumstances, we are of the view that there is no justification in sustaining the impugned orders, and the same are quashed.

5. In light of the above discussion, the Habeas Corpus Petitions are allowed and the Detention Orders passed by the second respondent in C.No.47/G/IS/Tirupur City/2025 and C.No.48/G/IS/Tirupur City/2025 both dated 19.07.2025, are set aside.

6. The detenus, viz., Narasimma Praveen, S/o. Sakthivel, aged 29 years (HCP No. 2255/2025) and Aswin Bharath, S/o. Ganesan, aged 28



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years (HCP No. 2265/2025), now confined in District Prison, Tiruppur,

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.]
16.03.2026

Index:Yes/No

Neutral Citation:Yes/No

ssm

Note to Registry : Issue Today

To

- 1.The Secretary to Govt.
Home, Prohibition and Excise Dept.,
Fort St.George, Chennai.
- 2.The Commissioner of Police,
Tiruppur City, Tiruppur District.
- 3.The Superintendent of Police,
District Prison, Tiruppur.
- 4.The Inspector of Police,
Tiruppur North Police Station,
Tiruppur City.
- 5.The Superintendent,
Central Prison, Coimbatore.
- 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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