

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 28.04.2026

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THE HON'BLE MR JUSTICE N.ANAND VENKATESH

AND

THE HON'BLE MR JUSTICE K.K.RAMAKRISHNAN

H.C.P.(MD) No.303 of 2026

Ajithkumar

... Petitioner

Vs

1.The State of Tamilnadu,

Represented by the Additional Chief Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai - 600 009.

2.The District Magistrate and District Collector,

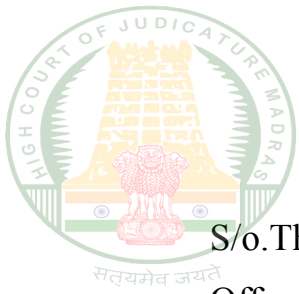
Office of the District Magistrate and District Collector,
Karur District, Karur.

3.The Superintendent of Prison,

Tiruchirapalli Central Prison,
Tiruchirappalli District.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus, to call for the entire records connected with the detention order of the second respondent in Detention order Cr.M.P.No. 62/2025 dated 24.11.2025 and quash the same and to direct the Respondents to produce the body or person of the detainee by name Ajithkumar,



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S/o.Thonaraman @ Raman, aged about 33 years, now confining as Sexual Offender at Madurai Central Prison before this Court and set him at liberty forthwith.

For Petitioner : Mr.Karthick.T

For Respondents : Mr.A.Thiruvadikumar
Additional Public Prosecutor

ORDER

(Order of the Court was made by N. ANAND VENKATESH,J.)

The petitioner is the detenu, by name, Ajithkumar, S/o.Thonaraman @ Raman, aged about 33 years. The detenu has been detained by the second respondent by his order in Cr.M.P.No.62/2025 dated 24.11.2025 holding him to be a "Sexual Offender", as contemplated under Section 2(ggg) of the 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.



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3. Apart from the other grounds raised by the learned counsel appearing for the petitioner, one of the main ground that was raised is that there is a delay of 29 days in passing the detention order and this delay is totally unexplained.

4. In our considered view, the issue is squarely covered by the judgment of the Hon'ble Apex Court in the case of ***Sushanta Kumar Banik Vs. State of Tripura and Others*** reported in ***2022 SCC Online SC 1333***.

5. The detention order is vitiated due to the fact that there was a solitary case and the live and proximate link between the grounds of detention and the purpose of the detention is completely absent. Hence, this Court is inclined to interfere with the detained order passed by the second respondent.

6. In the result, the Habeas Corpus Petition is allowed and the order of detention in Cr.M.P.No.62/2025 dated 24.11.2025, passed by the second respondent is set aside. The detenu, viz., Ajithkumar, S/o.Thonaraman @ Raman, aged about 33 years, is directed to be released forthwith unless his



detention is required in connection with any other case.

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6. It is brought to our notice that the final report has already been filed on time and the case is now pending in S.C.No.13 of 2026 before the Mahila Court, Karur. In view of the same, if any bail application is moved by the detainee, the same shall be considered on its own merits and in accordance with law and the order passed in this Habeas Corpus Petition will not have any barring while dealing with the bail petition.

(N.A.V.,J..) (K.K.R.K.,J.)
28.04.2026

Index : Yes / No
Internet : Yes / No

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2. The District Magistrate and District Collector,
Office of the District Magistrate and District Collector,
Karur District, Karur.
3. The Superintendent of Prison,
Tiruchirapalli Central Prison,
Tiruchirappalli District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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**N.ANAND VENKATESH,J.
AND
K.K.RAMAKRISHNAN,J.**

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