

HCP(MD)No.370 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 30.04.2026

CORAM

**THE HON'BLE MR JUSTICE N. ANAND VENKATESH  
AND  
THE HON'BLE MR JUSTICE K.K.RAMAKRISHNAN**

H.C.P.(MD)No.370 of 2026

G.Sankari

... Petitioner

Vs

1. The State of Tamilnadu, Rep, by its  
the Additional Chief Secretary to Government,,  
Home, Prohibition and Excise Department,  
Secretariat,  
Chennai 600 009.

2. The State of Tamilnadu, Rep,by the District Collector  
and District Magistrate,  
Thoothukudi District,  
Thoothukudi.

3. The State of Tamilnadu, Rep,  
By the Superintendent of Prison,  
Central Prison,  
Palayamkottai,  
Tirunelveli.

... Respondents

PRAYER :-Petition filed under Article 226 of the Constitution of India to  
issue a writ of Habeas Corpus to calling for the entire records connected  
with the detention order passed in H.S(M).Confdl.No.128/2025 dt



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21.11.2025 on the file of the 2<sup>nd</sup> respondent and direct the respondents to produce the petitioner son Karthick, 21 yr, S/o.Gopalakrishnan now detained at the Central Prison, Palayamkottai before this court and set him at liberty forthwith.

For Petitioner : M/s.N.Pragalathan

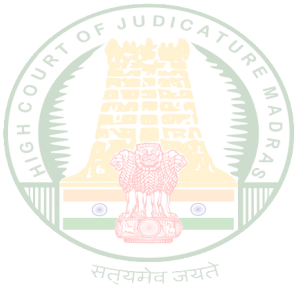
For Respondents : Mr.A.Thiruvadikumar  
Additional Public Prosecutor

### **ORDER**

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

The petitioner is the mother of the detenu viz.,Karthick S/o.Gopalakrishnan aged about 21 years. The detenu has been detained by the second respondent by his order in H.S(M).Confdl.No.128/2025 dt 21.11.2025 holding him to be a "Goonda", as contemplated under Section 2(f) 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.



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3. Apart from the other grounds that were raised by the learned counsel for the petitioner, one of the main ground that was raised is that the detaining authority in the detention order has stated that the remand was extended up to 18.11.2025 and it was further extended up to 02.12.2025. However, in the materials that were relied upon in which the requisition from the jail authority is available and the remand extension order passed by the learned Magistrate has not been furnished. Therefore, it is contended that such satisfaction has been arrived at without any supporting materials.

4. We have carefully gone through the paper book and more particularly, Page Nos.143 and 145 and we find that for the remand extension, only requisition is available from the jail authority and no remand extension order is available in the paper book. Therefore, the satisfaction arrived at by the detaining authority is without any supporting materials. Consequently, it suffers from non application of mind. Accordingly, the detention order is liable to be quashed.

5.. In the result, the Habeas Corpus Petition is allowed and the order of detention in H.S(M).Confdl.No.128/2025 dt 21.11.2025 passed by the



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second respondent is set aside. The detenu, viz., Karthick

S/o.Gopalakrishnan aged about 21 years, is directed to be released forthwith

unless his detention is required in connection with any other case.

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

30.04.2026

Index : Yes/No

Internet : Yes/No

**RR**

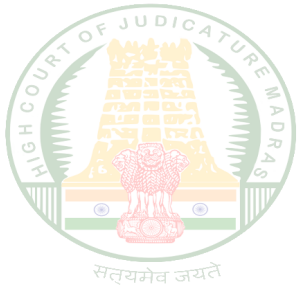
To

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2. The State of Tamilnadu, Rep,by the District Collector  
and District Magistrate,  
Thoothukudi District,  
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3. The Superintendent of Prison,  
Central Prison,  
Palayamkottai,  
Tirunelveli.

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.**

**RR**

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**30.04.2026**