



H.C.P.(MD)No.1331 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 20.11.2025

CORAM:

**THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

H.C.P.(MD)No.1331 of 2025

Anjali

... Petitioner

-VS-

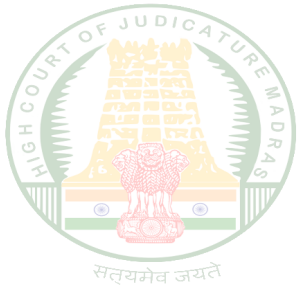
1. The Additional Chief Secretary to
the Government,
Home, Prohibition and Excise Department,
Secretariat, Chennai.

2. The District Collector / The District Magistrate,
Sivagangai District,
Sivagangai.

3. The Superintendent,
Central Prison, Madurai.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus, calling for the records pertaining to the impugned detention order in Cr.M.P.No.71/S.O/2025 dated 27.05.2025 passed by the 2nd respondent is illegal and set aside the same by setting the detenu by namely Uruman, S/o.Vellaiyan, aged 57 years and set him at liberty, now detained at Central Prison, Madurai.



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For Petitioner : Mr.S.Bharathy Kannan

For Respondents : Mr.A.Thiruvadikumar,
Addl. Public Prosecutor

ORDER

(Order of the Court was made by C.V.Karthikeyan, J.)

Admit.

2. The learned Additional Public Prosecutor appearing for the respondents stated that necessary instructions would be given to the Investigating Officer relating to the list of witnesses cited along with the charge sheet and to take appropriate steps taking into consideration the nature of the offence and the witnesses required to speak about the offence.

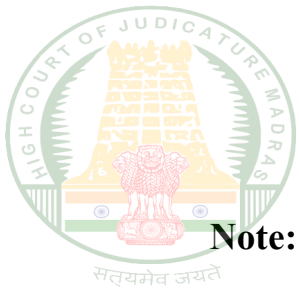
3. List the matter after four weeks.

[C.V.K., J.]

[R.V., J.]

20.11.2025

vsm



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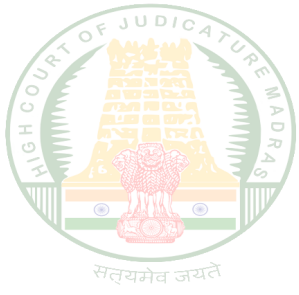
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H.C.P.(MD)No.1331 of 2025 had come up for admission before us. It related to a detention order passed detaining the detenu and categorizing him as a “Sexual Offender”.

2. A perusal of the record shows that in the charge sheet, the victim child had not been cited as a witness, but, rather the interpreter/educator had been cited as a witness. Any evidence given by the individual, could only be a hearsay evidence. We had sought for an explanation from the Sessions Judge, Principal Special Court for Exclusive Trial of Cases under POCSO Act, Sivagangai, wherein that particular final report had been taken cognizance as Spl.S.C.No.62/2025.

3. The explanation given by the learned Sessions Judge, Principal Special Court for Exclusive Trial of Cases under POCSO Act, Sivagangai, may be placed before the Registrar General for issuing appropriate directions to Judicial Officers in this regard.



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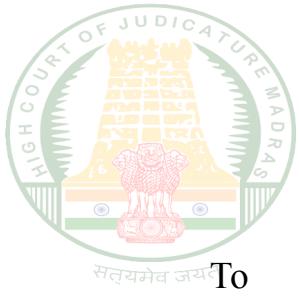
4. During the course of hearing of the Habeas Corpus

Petition, we were also informed that as an alternate to passing of detention orders, though applications have been filed seeking cancellation of bail, but several such applications have not been taken on file by the Judicial Officers across the State and not even numbered. The Registrar General may also examine this particular aspect and take appropriate steps by issuing appropriate directions.

[C.V.K., J.] [R.V., J.]

20.11.2025

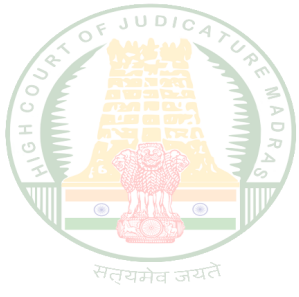
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To
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the Government,
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2. The District Collector / The District Magistrate,
Sivagangai District,
Sivagangai.
3. The Superintendent,
Central Prison, Madurai.
4. The Inspector of Police,
All Women Police Station,
Perambalur.
5. The Registrar General,
Madras High Court,
Chennai.
6. The Additional Registrar General,
Madurai Bench of Madras High Court,
Madurai.
7. The Registrar (Judicial),
Madras High Court,
Chennai.
8. The Registrar (Judicial),
Madurai Bench of Madras High Court,
Madurai.



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