



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.03.2025

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THE HON'BLE MR. JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Writ Appeal No.3686 of 2024

Boopalan B

... Appellant/Party-in-Person

Vs.

- 1.Union of India through Secretary,
Prime Minister Secretariat,
South Block, Secretariat Building,
Raisina Hill, New Delhi, India
- 2.Union of India through Secretary,
Ministry of Defence,
IHQ of MoD (Army), South Block,
New Delhi – 110001.
- 3.Union of India through Secretary,
Ministry of Telecommunication and IT,
Sanchar Bhavan, 20 Ashoka Road,
New Delhi – 110001.
- 4.Union of India through Secretary,
Department of Space and ISRO HQ
Antariksh Bhavan,
New BEL Road,
Bangalore 560 231.



W.A.No.3686 of 2024



5.State of Delhi through Secretary,
In respect of DCP,
DCP Office Complex, P.S.Parliament Street,
New Delhi District
New Delhi – 110001.

... Respondents

Writ Appeal filed under Clause 15 of Letters Patent Act,
against the order dated 28.08.2024 in W.P.No.8072 of 2024.

For Appellant : Mr.Boopalan.B (P-in-P)
For RR1 to 4 : Mr.T.L.Thirumalaisamy
Central Government Standing Counsel
For R5 : Not ready in notice.

JUDGMENT

(Judgment of the Court was made by S.M.SUBRAMANIAM, J.)

Writ appeal has been instituted challenging the writ order dated
28.08.2024 in W.P.No.8072 of 2024.

2. The appellant has filed the writ petition to direct the respondents to
(1) conduct an enquiry on this Havana Syndrome in our country and to
prevent any such high frequency microwave radiations travelling inside the
territory of India, (2) and provide compensation of the above said amount
(i.e) Rs.60 lakhs for practising Society Gathering Module by Military
Intelligence and Defence Space Agency with the help of civil authorities in



the lost restaurant business (3) and recommend the Hon'ble Central Government to make the Artificial Intelligence Law for protecting the citizen of India. The writ Court has considered the issues with reference to the pleadings of the parties.

3. The appellant appearing in person would submit that he is an Ex-Serviceman was running a restaurant and sustained loss. The petitioner states that in view of the high frequency microwave radiations used by the Defence Space Agency against him, he is suffering health issues. The grievances of the appellant is that he is suffering from Hawana Syndrome for few years and he can feel the unknown high frequency microwave radiations across his body including hitting on spinal area, harming on eyes, tongue and nose, electricity shock on teeth hitting on brain, headache chilling, itching on body smelling, heating by emitting infrared rays, severe aches on his body.

4. Pertinently, the appellant has not produced any medical records to establish such reactions in his body. The allegation is that Defence Space Agency is targeting him with the help of radiations, which is causing harmful effects on his body.



5. In this context, the Union of India through Secretary, Ministry of Telecommunication and IT, New Delhi filed a counter affidavit which states that by using this technology, the respondents can track every moment of his life even when he is inside a building and those who are targeting him with the help of this radiation can also increase or decrease the intensity of the radiation with ease and increase the intensity of radiation will give him severe headache. In this regard, the appellant has not attached or produced any evidences in support of these statements and does not even know who is targeting him. The statements of the appellant are in nature of disclosing the potential of a (unknown) technology, are found hypothetical and without any evidence. The appellant has stated that Havana Technology was first used by Cuba on USA diplomats which became serious issue in 2016 by making more than 200 diplomats family as victim of this and whereas he has also attached The Harvard Gazette as Annexure C in the typed set of papers in the present writ petition as evidence. In this regard, it is submitted that the said Gazette itself, inter-alia mentions that intelligence agencies have been unable to determine what's behind the incident. Further police in Vienna are investigating the incidents, that the cause of illness has not been identified and that a 2018 FBI report on the Havana embassy victims declared their conditions psychologically driven most likely due to stress. The above statement of the petitioner



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pertains to possible incidents beyond the territorial jurisdiction of India, which are outside the purview of this Department.”

6. The learned Single Judge also considered these factors and formed an opinion that the appellant has not established any cause for considering the relief as sought for. This Court has concurred the view taken by the writ Court and consequently the writ appeal stands dismissed. There shall be no order as to costs.

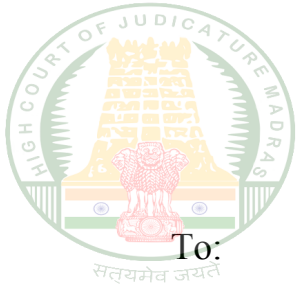
(S.M.S., J.) (K.R.S., J.)
19.03.2025

ssi

Index: Yes/No

Speaking Order: Yes/No

Neutral Citation Case : Yes/No



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