

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.07.2026

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CORAM:

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA

AND

THE HONOURABLE MS.JUSTICE R.POORNIMA

HCP(MD) No 897 of 2026

Sivakami

... Petitioner

-Vs-

1.The Superintendent of Police,
Thanjavur District
Thanjavur

2. The Inspector of Police
Thiruvudaimaruthur Police Station,
Thanjavur,
Thanjavur District

3. The Inspector of Police
Swamimalai Police Station,
Thanjavur District

4.Murugan

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents 1 and 2 to produce the person or body of the petitioner's daughter minor detinue namely Shanthini, D/o. Sivakumar aged about 19 years before this Court from the illegal custody of the fourth respondent and set her at liberty.



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HCP(MD) NO. 89



For Petitioner : Mr.C.Ezhilarasu

For Respondents : Mr.D.Venkatesh

Counsel for the State of Tamil Nadu(Crl.Side)

ORDER

(Order of the Court was made by A.D.JAGADISH CHANDIRA,J.)

Alleging that the daughter of the petitioner aged about 19 years is under the illegal detention of the fourth respondent and despite giving a complaint to the first respondent, no action having been taken till date the present petition has been filed by the petitioner.

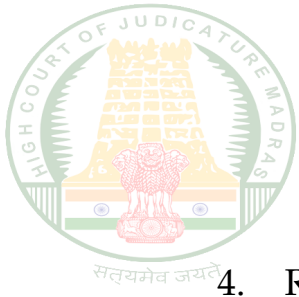
2. The learned Counsel appearing for the State of Tamil Nadu (Crl.Side) submitted that the petitioner is a police woman working in the railway police force. The detainee was in love with the fourth respondent and they thereby got married to one another. Since the petitioner gave a complaint before the third respondent on 21.06.2026, an enquiry was conducted and the same was eventually closed. While closure of the said complaint, the petitioner was instructed by the third Respondent not to threaten her daughter or her daughter's husband. On the other hand, during the said enquiry the alleged detainee expressed her unwillingness to speak with the petitioner. Subsequent to the closure of the first complaint, the



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petitioner had given a second complaint before the second respondent against the relatives of the fourth respondent and during the enquiry thereupon, it was revealed that alleged detainee had voluntarily married the fourth respondent and thereby the said enquiry was also closed. Thereafter, the petitioner once again gave a third complaint before the first respondent seeking for action in respect of the same. According to the learned counsel, the repeated complaints by the petitioner who is a police officer knowing very well that the alleged detainee is not under the illegal detention is nothing but horrendous and that therefore, her malicious attempt through this instant habeas corpus petition after failing in her malicious complaints is an abuse of the process of this Court.

3. When the matter is taken up in the morning we directed the alleged detainee to be present before us through video conferencing. We enquired the detainee. She submitted that her mother is well aware that she got married to the fourth respondent out her volition and that she is not under any illegal detention by the fourth respondent.



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4. Recording the same, the Habeas Corpus Petition stands closed.

However, the petitioner is stringently warned not to misuse the process of this Court and is further directed not to cause any disturbance whatsoever to the detenue or to the detenue's husband.

[A.D.J.C., J.] & [R.P., J.]
13.07.2026

NCC : Yes / No
Index : Yes / No
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To

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2. The Inspector of Police
Thiruvaidaimaruthur Police Station,
Thanjavur,
Thanjavur District

3. The Inspector of Police
Swamimalai Police Station,
Thanjavur District

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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AND

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