

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.07.2015

CORAM:

THE HONOURABLE DR. JUSTICE S.TAMILVANAN

and

THE HONOURABLE MR.JUSTICE C.T.SELVAM

H.C.P.No.1589 OF 2015

A.Anwar Basha ... Petitioner

vs.

1. The Superintendent of Police,
Vellore, Vellore District.

2. The Inspector of Police,
Tirupattur Town Police Station,
Vellore District.

3. Parina Behum

4. Abroja

5. G.M.Alavudin

6. Rahemaddullah

7. Jayeen

... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus petition directing the respondents to produce the body of the petitioner's daughter Miss A.Shayeena before this Court and to set her at liberty.

For Petitioner ... Mr.D.Jagadeesan

For Respondents ... Mr.A.N.Thambidurai, APP
1 and 2

ORDER

(Order of the Court was made by S.TAMILVANAN, J.)

This petition has been filed by the petitioner/father of the detainee A.Shayeena, aged about 16 years, to secure his daughter, who is said to be missing from 05.06.2015 and to set her at liberty.

2. Heard the learned Counsel for the petitioner, learned Additional Public Prosecutor appearing for the respondents 1 and 2 and Mrs.V.Rajeswari, learned Counsel appearing for the detainee.

3. The alleged detainee A.Shayeena, the petitioner's daughter is produced before this Court.

4. When we enquired, the alleged detainee A.Shayeena submits that she married one Shahul Hameed, S/o.Mohammed Ali on 07.06.2015. He is also present in the Court. The detainee further states that she wants to go along only with her husband. Further, the mother of the detainee, who is also present in the Court, is also supporting the version of the alleged detainee.

5. A perusal of the School Record Sheet maintained by the School Authorities would disclose that the date of birth of the detainee A.Shayeena is 04.06.1997. Therefore, she attained majority even on the date of marriage. As she is a major, she is at liberty to decide her life.

6. In view of the above, recording the said statement made by the detainee, the Habeas Corpus Petition is ordered to be closed.

Sd/-
Asst.Registrar (CS III)

/true copy/

Sub Asst. Registrar

To

1. The Superintendent of Police,
Vellore, Vellore District.
2. The Inspector of Police,
Tirupattur Town Police Station,
Vellore District.
3. The Public Prosecutor
High Court, Madras.

+1cc to Mr. Jagadesan, Advocate sr.no.37967
+1cc to Mr.V.Rajeswari, Advocate sr.no.36983

H.C.P.No.1589/2015

rj[co]
srg 04.08.2015