

In the High Court of Judicature at Madras

Dated: 23.11.2015

Coram

The Honourable Mr.JUSTICE R.SUDHAKAR
and
The Honourable Mr.JUSTICE P.N.PRAKASH
Habeas Corpus Petition No.191 of 2015

Smt.Jayalakshmi

..... Petitioner

Vs.

1. The Inspector of Police,
Pallapatti Police Station,
Salem.
2. The Superintendent of Police,
Salem District, Salem.

..... Respondents

PETITION under Section 226 of The Constitution of India
praying for the issuance of Writ of Habeas Corpus directing the
respondents to produce the body of her husband Mr.B.Mahesh and
set him at liberty.

For Petitioner : Mr.S.Sivakumar

For Respondents : Mr.A.N.Thambidurai,
Addl. Public Prosecutor

O R D E R

(Order of the Court was made by P.N.PRAKASH,J.)

This Habeas Corpus Petition is filed by the wife of the
detenu, B.Mahesh, seeking direction to the respondents to
produce the detenu before this Court and set him at liberty.

2. It is the case of the petitioner that her husband went
missing on 21.11.2014, in connection with which a case in Crime
No.604 of 2014 for man missing has been registered on 24.11.2014
and investigation is pending.

3. The respondent has filed status report detailing the steps that have been taken by them to secure the detenu. Despite the steps taken they are unable to trace the detenu and still they are taking sincere and effective steps to trace him. Since the alleged detenu is major and investigation is pending in Crime No.604 of 2014, we are of the opinion that it is not a case of illegal detention warranting issuance of Writ of Habeas Corpus. Accordingly, this Habeas Corpus Petition stands closed with a direction to the respondent police to proceed with the investigation in Crime No.604 of 2014 and keep the petitioner informed about the developments.

sl

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

To

1. The Inspector of Police,
Pallapatti Police Station,
Salem.
 2. The Superintendent of Police,
Salem District, Salem.
 3. The Public Prosecutor, High Court, Madras.
- + 1 cc to Mr.S.Sivakumar, Advocate Sr 63811.

BVR/CO
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