

In the High Court of Judicature at Madras

Dated: 03.11.2015

Coram

The Honourable Mr.JUSTICE R.SUDHAKAR
and
The Honourable Mr.JUSTICE P.N.PRAKASH

Habeas Corpus Petition No.2495 of 2015

K.Jayaraman Petitioner
Vs.

The Inspector of Police,
Madurantakam Police Station,
Madurantakam,
Kancheepuram District. Respondent

PETITION under Section 226 of The Constitution of India praying for the issuance of Writ of Habeas Corpus directing the respondent police to produce the detenu by name J.Nithyanantham aged about 25 years before this Honourable Court and set him at liberty.

For Petitioner : Mr.T.Sundaravadanam

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 father of the detenu for a direction to the respondent to produce the detenu before this Court and set him at liberty.

2. It is seen that the petitioner's son went missing and in connection with which a case in crime No.520 of 2015 has been registered on 09.09.2015 for man missing and the investigation is in progress. In the complaint, the petitioner has stated that the detenu has taken nine sovereigns of jewellery and went away from home.

3. It is seen that initially the petitioner's son was secured and once again he had gone out of the petitioner's house. It is also conceded by the petitioner that the detenu is

enamored about a woman. Hence, it is unlikely that he will come back to the petitioner's house.

4. In such circumstances, we feel that there is no illegal detention and hence, Writ of habeas corpus cannot be issued. However, the respondent-police is directed to proceed with the investigation in Crime No.520 of 2015 and keep the petitioner informed about the further developments in this case.

5. With the above direction, this petition is disposed of.

sl

s/d-

Assistant Registrar (CCC)

True Copy

Sub-Assistant Registrar

To

1. The Inspector of Police,
Madurantakam Police Station,
Madurantakam, Kancheepuram District.
2. The Public Prosecutor, High Court, Madras.

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H.C.P.No.2495 of 2015

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