

In the High Court of Judicature at Madras

Dated: 16.12.2015

Coram

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

Habeas Corpus Petition No.3179 of 2015

A.K.Saravanan

.... Petitioner

Vs.

State represented by:

1. The Inspector of Police,
B-1, Thiruvallur Town Police Station,
Thiruvallur District.

2. John Wesley

.... Respondents

PETITION under Section 226 of The Constitution of India praying for the issuance of Writ of Habeas Corpus directing the first respondent to produce the body of the detainee S.Revathy, aged about 21 years, daughter of A.K.Saravanan, now kidnapped and under the illegal custody of the 2nd respondent and set the detainee at liberty forthwith.

For Petitioner : Mr.J.Ganesh

For Respondents: Mr.A.N.Thambidurai,
Addl. Public Prosecutor - R1

सत्यमेव जयते
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 detainee S.Revathi for a direction to the respondents to produce the detainee before this Court and set her at liberty.

2. It is the case of the petitioner that his daughter S.Revathi, aged about 21 years, went missing, in connection with which a case in Crime No.482 of 2015 has been registered by the first respondent for girl missing. In spite of registration of the case, the respondent - police have not taken any steps to secure the detainee and hence the present petition. It is alleged

by the petitioner that he suspects that his daughter would have gone with the second respondent.

3. Learned Additional Public Prosecutor, on instruction, submits that investigation is in progress in this case.

4. In such view of the matter, even according to the petitioner, the detinue being major, aged 21 years and that she developed intimacy with the second respondent and left the house, it cannot be said that it is 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.482 of 2015 and keep the petitioner informed about the developments.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

sl

To

1. The Inspector of Police,
B-1, Thiruvallur Town Police Station,
Thiruvallur District.
2. The Public Prosecutor, High Court, Madras.

+1 cc to Mr.J.Ganesh, Advocate, sr.67713

H.C.P.No.3179 of 2015

kgk co
kra 18.01.2016