

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.04.2015

CORAM:

THE HONOURABLE DR. JUSTICE S.TAMILVANAN
and
THE HONOURABLE MR.JUSTICE B.RAJENDRAN

H.C.P.No.676 of 2015

U.Rajeshkumar

.. Petitioner

vs.

1. State rep.by
Superintendent of Police
Tiruppur District
Tiruppur.

2. Inspector of Police
Annuparpalayam Police Station
Tiruppur District.

3. Kannan

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus petition directing the first and second respondents to produce the body of the petitioner's wife named K.Vijayasree daughter of Kannan aged about 19 years before this Court.

For Petitioner .. Mr.N.Ponraj

For Respondents .. Mr.A.N.Thambidurai, APP
for RR1 and 2

Mr.S.Sathish Kumar for R3

ORDER

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

This petition has been filed by the petitioner/husband of the detinue K.Vijayasree daughter of Kannan aged about 19 years, to cause production of his wife, who is said to be in the illegal custody of the third respondent and to set her at liberty.

2.Heard the learned counsel for the petitioner, the learned Additional Public Prosecutor appearing on behalf of respondents 1 and 2 and Mr.S.Sathish Kumar, learned counsel for R3.

3.Today the detainee K.Vijayasree, aged 19 years, is produced before this Court by the respondent police.

4.On enquiry, the detainee K.Vijayasree has stated that she is residing with her father Kannan, viz., the third respondent herein and the petitioner U.Rajeshkumar has married her. According to her, there is no illegal detention by her father. It is also brought to the notice of this Court that due to some misunderstanding with the petitioner, she is residing with her father. She also expressed that she is not willing to go with the petitioner/husband.

5.Recording the statement made by the detainee herein and also taking into account the fact that there is no illegal detention by her father/third respondent, she is permitted to go with her parents.

6. In the result, this Habeas Corpus Petition is dismissed.

vj2

s/d-
Assistant Registrar(CS-III)

True Copy

Sub-Assistant Registrar

To

1. The Superintendent of Police
Tiruppur District
Tiruppur.
2. Inspector of Police
Annuparpalayam Police Station
Tiruppur District.
3. The Public Prosecutor
High Court, Madras.

+ 1 cc to Mr.S.Sathish Kumar, Advocate, SR 24287

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