

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 22.04.2015

CORAM

THE HONOURABLE DR.JUSTICE S.TAMILVANAN
AND
THE HONOURABLE MR.JUSTICE C.T.SELVAM

H.C.P. No.837 of 2015

A.Aadhilkhan

... Petitioner

-v-

1. The Inspector of Police,
Thiruvannamalai Taluk Police Station,
Thiruvannamalai District.

2. Jayachandran

... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Habeas Corpus directing the respondent herein to produce the person Indra, aged about 23 years wife of Addilkhan before this Court.

For Petitioner : Mr.Dalit Tiger C.Ponnusamy

For Respondent : Mr.A.N.Thambi Durai
APP

O R D E R

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

This petition has been filed by the petitioner/husband of the detenue, Indra, aged about 23 years, to cause production of the detenue, before this Court.

2.The alleged detenue Indra, aged about 23 years, is secured and produced before this Court by the respondent police.

3.On enquiry, the detenue told us that the petitioner is her friend and that she wants to go along with her parents. The second respondent who is the father of the detenue is also present and he is also willing to take back the detenue. While passing the order, Mr.Dalit Tiger Ponnusamy, learned counsel for the petitioner submitted that there is a legally valid marriage between the petitioner and the alleged detenue Indra as per the Special Marriage Act. If it is so, it is open to the petitioner to seek his remedy according to law.

4.The detenue being a major and expressed her desire to go along with her parents, we have no other option except to allow her to go as per her wish. It is open to the petitioner to work out his remedy before the appropriate Court.

5.In view of the categorical statement made by the detenue, nothing further remains to be considered in this habeas corpus petition. Accordingly, the habeas corpus petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

1. The Inspector of Police,
Thiruvannamalai Taluk Police Station,
Thiruvannamalai District.
2. The Public Prosecutor,
High Court of Madras,
Chennai 600 104.

1 cc to M/s.Dalit Tiger C.Ponnusamy,Advocate, SR.No.21921

1 cc to Mr. S.Suseela Devi,Advocate, SR.No.21895

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pmk.30.4.2015

सत्यमेव जयते

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