

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.1.2015

Coram:

THE HONOURABLE MR.JUSTICE M.JAICHANDREN
and
THE HONOURABLE MRS.JUSTICE ARUNA JAGADEESAN

H.C.P.No.3678 of 2014

Vinayagam .. petitioner

vs.

1. The Commissioner of Police
Greater Chennai
Egmore, Chennai

2. The Inspector of Police
Sholavaram Police Station
Chennai

.. Respondents

H.C.P. has been filed for a writ of Habeas Corpus directing the 1st and 2nd respondents to rescue the detainee Sangeetha w/o.Vinayagam aged 24 years and to produce the same before this Court and set her at liberty forthwith.

For petitioner : Mr.M.R.Senthilkumar

For Respondent : Mr.C.Emalias

Addl. Public Prosecutor

O R D E R

The petitioner is the husband of the detainee. According to the petitioner, the detainee left the matrimonial home to drop their child in play school. However, she did not return home. Therefore, the petitioner lodged a complaint before the second respondent Police on 30.10.2014. Since the second respondent had not taken any action to secure the detainee, the petitioner has filed the present Habeas Corpus Petition.

2. Today, the detainee was produced before us and when we enquired her, the detainee stated that she left her matrimonial home on her own due to the torture given by her husband suspecting her and no one is responsible for her coming out of her matrimonial home. The detainee further stated that she does not want to go either with her husband or with her parents. Admittedly, the detainee is 24 years old.

3. In such circumstances, as the detainee is a major and since she expressed her unwillingness to go with her husband, she is permitted to go as per her wish. As no further orders are necessary, we find it appropriate to close the Habeas Corpus Petition. However, it would be open to the petitioner to approach the appropriate forum to seek the relief, if any, in the manner known to law. Accordingly, the Habeas Corpus Petition stands closed.

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-s/d-

Assistant Registrar(Records)

Dt:9/2/2015

True Copy

Sub-Assistant Registrar

To:

1. The Commissioner of Police
Greater Chennai
Egmore, Chennai

2. The Inspector of Police
Sholavaram Police Station
Chennai

3. The Public Prosecutor,
High Court, Madras.

+ 1 cc to Mr.M.R.Senthil Kumar, Advocate SR 2984

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सत्यमेव जयते

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