

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 5.1.2015

Coram:

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

H.C.P.No.3764 of 2014

Vijayakumar .. petitioner/Brother of the detenue
vs.

1. The State rep by
The Superintendent of Police,
o/o. The Superintendent of Police,
Ariyalur District, Ariyalur
2. The Inspector of Police,
Jeyamkondam Police Station,
Jeyamkondam,
Ariyalur District.
3. Ashok
s/o.Krishnamurthy,
Keezhakudiyiruppu village,
Udayarpalayam Taluk,
Ariyalur District .. respondents

Habeas Corpus Petition has been filed to direct the respondents 1 and 2 to trace out the petitioner's sister by name Amudha and produce her before this Court and hand over her custody to the petitioner.

For petitioner : Mr.U.Vinothkumar

For Respondents: Mr.A.N.Thambidurai
Addl. Public Prosecutor (Crl.Side)
for R1 and R2

O R D E R

(The Order of the Court was made by M.JAICHANDREN J,)

This Habeas Corpus Petition has been filed to produce the detenue, namely, Amudha, who is said to be 20 years of age, before this Court and to hand over her custody to the petitioner.

2. It has been stated that the detainee has been missing from her home, from 21.12.2014. The petitioner had lodged a complaint before the second respondent Police, on 21.12.2014, stating that the third respondent had abducted the detainee. The petitioner had also given a complaint to the first and the second respondents through registered post, on 22.12.2014. However, as no action had been taken by the first and the second respondents based on the complaint lodged by the petitioner, he has preferred the present Habeas Corpus Petition before this Court.

3. Today, when the matter has been listed for hearing, the second respondent Police had produced the detainee before this Court. On enquiry, the detainee had stated that she had married the third respondent, who is her aunt's son, on 21.12.2014, at the Shiva Temple, Udayarpalayam Taluk, Ariyalur District. The detainee had also stated that she had voluntarily left her home and had married the third respondent, who is 22 years of age and a mason by profession. On enquiry, the third respondent had reiterated the statements made by the detainee. The detainee had further stated that she is willing to go along with the third respondent, as she had married him.

4. In such circumstances, as the detainee is a major, she is permitted to go along with the third respondent, as per her wish. As no further orders are necessary, we find it appropriate to close the Habeas Corpus Petition. Accordingly, the Habeas Corpus Petition stands closed.

Sd/-
Assistant Registrar
Dated:13.3.15

True Copy

Sub Assistant Registrar

To:

1. The Superintendent of Police
o/o. The Superintendent of Police,
Ariyalur District, Ariyalur
2. The Inspector of Police
Jeyamkondam police station
Jeyamkondam, Ariyalur District
3. The Public Prosecutor, High Court, Madras.

br(co)
krd 16/3

H.C.P.No.3764 of 2014