



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 23.09.2015

CORAM:

THE HONOURABLE MR.JUSTICE **S.NAGAMUTHU**

and

THE HONOURABLE MR.JUSTICE **V.S.RAVI**

H.C.P (MD) No.1301 of 2015

S.Therasammal

.. Petitioner

Vs.

1.The Superintendent of Police,
Tirunelveli District,
Tirunelveli.

2.The Inspector of Police,
V.K.Pudur Police Station,
Tirunelveli District.

3.Elizabeth

4.Thomas Suresh

5.Gnanaprakash

.. Respondents

Habeas Corpus Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus to direct the respondents 1 and 2 to produce the body or person of the petitioner's brother namely, Asirvatham aged 55 years, S/o.Soosai before this Court and set him at liberty.

For Petitioner : Mr.T.Indrachithu

For Respondents : Mr.K.S.Duraipandian
Addl.Public Prosecutor

ORDER

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

The petitioner is the sister of one Mr.Asirvatham. On the ground that he has been found missing from 26.07.2015, she has come up with this petition.

2. We have heard the learned counsel for the petitioner, the learned Additional Public Prosecutor for the respondents 1 and 2 and we have also perused the records carefully.

3. The learned Additional Public Prosecutor submitted that it has come to light that Mr.Asirvatham is now taking treatment at



Jeevan Care Centre at Chennai. He has been admitted in the said hospital only by his son by name, Thomas Suresh. His letter dated 26.07.2015 is also available.

4. Since we are satisfied that the detenu is undergoing treatment in the hospital and since there is no illegal detention, we are inclined only to dismiss the petition. Accordingly, the Habeas Corpus petition is dismissed.

Sd/-

Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

1.The Superintendent of Police,
Tirunelveli District,
Tirunelveli.

2.The Inspector of Police,
V.K.Pudur Police Station,
Tirunelveli District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

RR

AA/GSV-PM/15.10.2015/2p-4c

**ORDER MADE IN
H.C.P (MD) No.1301 of 2015
23.09.2015**