



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **11.09.2015**

CORAM:

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

and

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

H.C.P(MD)No.1336 of 2015

G.Anburaj

.. Petitioner

Vs.

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

2.The Inspector of Police,
South Police Station,
Thoothukudi District.

3.Sudhakaran

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus, to direct the 1st and 2nd respondents herein to produce the person or body of the petitioner's wife namely Maruthalakshmi @ Monisha, D/o.Sudhakaran, female aged 20 years, before this Court and set her at liberty.

For Petitioner : Mr.M.Vivekanandan

For RR 1&2 : Mr.K.S.Duraipandian

Additional Public Prosecutor

For R3

: No appearance

O R D E R

[Order of the Court was made by **S.NAGAMUTHU, J**]

The petitioner claims to be the husband of one Maruthalakshmi @ Monisha, aged about 20 years. According to the petitioner, Maruthalakshmi @ Monisha has been illegally detained by the third respondent. The third respondent is none other than the father of Maruthalakshmi @ Monisha.

2. Today, when the matter was taken up, Maruthalakshmi @ Monisha was produced by the second respondent. On enquiry, she would state that she has married the petitioner and she wants to go with him. The mother of Maruthalakshmi @ Monisha was present. She submitted that the relationship between Maruthalakshmi @ Monisha and the petitioner herein, is brother and sister and therefore, there cannot be any valid marriage.



3. At any rate, since Maruthalakshmi @ Monisha is aged about 20 years, it is up to her to decide about her future. Since there is no illegal detention, this Habeas Corpus Petition is dismissed.

Sd/-

Assistant Registrar (AE)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Thoothukudi District,
Thoothukudi.
2. The Inspector of Police,
South Police Station,
Thoothukudi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+lcc to Mr.M.Vivekanandan, Advocate Sr.No.53546

rg/21.09.2015 /2p-5c/

**ORDER MADE IN
H.C.P (MD) No.1336 of 2015
11.09.2015**