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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.11.2015

CORAM

THE HONOURABLE MR. JUSTICE P.R.SHIVAKUMAR

and

THE HONOURABLE MR. JUSTICE V.S.RAVI

H.C.P. (MD) No.1496 of 2015

Kathiravan

.. Petitioner

Vs.

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

2.The Inspector of Police,
Town Police Station, Sivagangai.

3.Rajendran

4.Tamilarasan

.. Respondents

Prayer : Petition under Article 226 of the Constitution of India, praying to issue a writ of habeas corpus or any other appropriate order or direction in the nature of writ, directing the second respondent to produce the person or body of the detainee namely Saranya W/o.Kathiravan aged about 27 years before this Court and set her at liberty.

For Petitioner : Mr.V.Sasikumar

For RR - 1 & 2 : Mr.R.Ramachandran

Addl.Public Prosecutor

For RR - 3 & 4 : No appearance

O R D E R

(Order of the Court was made by P.R.SHIVAKUMAR.,J.)

The alleged detainee Saranya, aged about 27 years has voluntarily appeared. On being questioned, she states that her marriage with the petitioner was an arranged marriage, but due to the fact that the parents of the petitioner are not allowing her to lead a peaceful matrimonial life with the petitioner and the petitioner is also heeding to the ill advice of his parents, she has taken asylum with her mother and she is not willing to join her husband.

2.The said statement is recorded. As it is a matrimonial dispute between the husband and wife regarding the restitution of conjugal rights, the petitioner can approach the appropriate forum for such a matrimonial relief or any other matrimonial relief. The Habeas Corpus Petition is disposed of holding that the alleged detainee is not in illegal custody of anyone.

Sd/-

Assistant Registrar(co)

/True copy/



To

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

2.The Inspector of Police,
Town Police Station,
Sivagangai.

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

+1cc to Mr.V.Sasikumar, Advocate SR.No.66290

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H.C.P (MD) No.1496 of 2015
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