

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.03.2016

Coram:

THE HON'BLE MR.JUSTICE M.JAICHANDREN
and
THE HON'BLE MR.JUSTICE S.NAGAMUTHU

H.C.P.No.1922 of 2015

N.Surendran

.. Petitioner

vs.

- 1.State represented by
The Superintendent of Police
Ariyalur
Ariyalur District.
- 2.The Deputy Superintendent of Police
Jayankondan
Ariyalur District.
- 3.The Inspector of Police
Kayalarpath Police Station
Kayalarpath
Ariyalur District.
- 4.The Inspector of Police
Town Police Station
Ariyalur, Ariyalur District.
- 5.The Inspector of Police
Jayankondam Police Station
Jayankondam.

.. Respondents

Habeas Corpus Petition has been filed under Article 226 of the Constitution of India for a Writ of Habeas Corpus, directing the 5th respondent to produce the body of the petitioner's minor daughter, namely, Nandhini Devi, before this Court, and to set her at liberty.

For petitioner :Mr.P.Murali

For respondents :Mr.V.M.R.Rajentran,
Additional Public Prosecutor

O R D E R

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

This Habeas Corpus Petition has been filed before this Court, by the father of the detainee, praying that this Court may be pleased to issue a Writ of Habeas Corpus, to direct the 5th respondent to produce the minor daughter of the petitioner, namely, Nandhini Devi, before this Court, and to set her at liberty.

2. The petitioner has stated that the detainee is the elder daughter of the petitioner. She was studying in Xth standard, in the Government School at Vilangudi Government School. On 10.12.2014, she did not return home after the school hours. Therefore, the wife of the petitioner had lodged a complaint before the 3rd respondent, on 11.10.2014, suspecting that the minor girl had been kidnapped. The said complaint had been registered, in Crime No.118 of 2014, for the offence under Section 366(A) I.P.C.

3. Today, when the matter was listed for hearing, the detainee has been produced before this Court, by the 5th respondent/Inspector of Police, Jayankondan. On enquiry, the detainee, who is in the family way, had expressed her willingness to go along with one Selvi, W/o.Sampath, residing at Keela Street, Iyyan Athur, Ariyalur District, who is said to be her mother-in-law, and a close relation of the detainee.

4. Taking into consideration, the physical condition of the detainee, namely, Nandhini Devi, who is in an advanced stage of pregnancy, and as it is noted from the School Certificate produced before this Court, that the detainee would be attaining majority, on 26.03.2016, she is permitted to go along with Selvi, who is said to be her mother-in-law.

5. In such view of the matter, we do not find any reason to pass any further orders in the present Habeas Corpus Petition. Hence, the Habeas Corpus Petition stands closed.

Sd/-

Assistant Registrar(AS)

//True Copy//

Sub Assistant Registrar

paa

Note: The registry is directed
to tag the Birth Certificate
of Nandhini Devi, dated 02.03.2015,
issued by the Sub-Registrar, Vikiramangalam,
under the orders of the learned District
Judge (Retired), Ariyalur, in Cr.M.P.
No.293/2015, dated 21.02.2015
and the School Certificate of
Nandhini Devi, dated 19.11.2014,
along with the Habeas Corpus Petition cases
pending before the Division Bench
of the Hon'ble Mr.Justice S.Nagamuthu
& The Hon'ble Mr.Justice P.N.Prakash.

To

- 1.The Superintendent of Police
Ariyalur, Ariyalur District.
- 2.The Deputy Superintendent of Police
Jayankondan
Ariyalur District.
- 3.The Inspector of Police
Kayalarpath Police Station
Kayalarpath, Ariyalur District.
- 4.The Inspector of Police
Town Police Station
Ariyalur, Ariyalur District.
- 5.The Inspector of Police
Jayankondam Police Station
Jayankondam.
- 6.The Additional Public Prosecutor
High Court, Madras.
- 7.The Section Officer
Criminal Section
High Court, Madras.
- 8.The Posting Clerk,
Criminal Section,
High Court, Madras.

+1 cc to M/s.P.Murali, Advocate, sr.17096

H.C.P.No. 1922 of 2015

ala co
kra 05.04.2016