

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE : 08.01.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUDHAKAR
AND
THE HONOURABLE MR. JUSTICE P.N.PRAKASH

H.C.P. NO. 2197 OF 2015

J. Kaliappan

.. Petitioner

- Vs -

The Superintendent of Police
Dharmapuri (B1) Town Police Station
Dharmapuri.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying this Court to issue a writ of habeas corpus directing the respondent to secure the detainee Meenakshi, produce her before this Court and set her at liberty.

For Petitioner : Mr.M.Venkatesh Kumar

For Respondents : Mr. A.N.Thambidurai,
Additional Public Prosecutor R-1
Mr.K.Devaraj for Detenue

ORDER

(DELIVERED BY P.N.PRAKASH, J.)

This petition is filed for the issuance of a writ of habeas corpus directing the respondent to secure the detainee Meenakshi, produce her before this Court and set her at liberty.

2. Heard the learned counsel appearing for the petitioner and the learned Addl. Public Prosecutor for the respondent.

3. It is the case of the petitioner that his daughter, Meenakshi, went missing in connection 252/2015 has been registered on by the respondent police on 13.4.15 for 'Girl Missing'. In spite of registration of the complaint, since no effective steps have been taken by the respondent police, the present petition has been filed.

3. Today, when the matter is called, Mr.Devaraj, learned counsel, produced the detainee before this Court. On questioning by the Court, the detainee stated that she was born on 26.10.1987

and that she has attained majority and to substantiate the same, the birth certificate has been produced. The detinue further stated that she got married to Mohan Babu, on 29.10.2015 at Intercaste Marriage & Women Education Awareness Society, No.17, Mariamman Koil Street, Gundu Uppalavadi, Cuddalore Taluk & District and the marriage has been registered with the Registrar of Marriages at Cuddalore as Sl. No.1892/2015. An affidavit to the above effect has also been filed by the detinue.

4. The detinue further informed the Court that she is willing to go with her husband, Mohan Babu and that she is not willing to go with her father, the petitioner herein.

5. As the detinue is a major and has got married to the said Mohan Babu and states her willingness to go along with her husband, this Court sets her at liberty to enable her to chalk out her own life. With the above observation, this habeas corpus petition is closed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

GLN

To

1. The Superintendent of Police
Dharmapuri (B1) Town Police Station
Dharmapuri.

2. The Public Prosecutor
High Court, Madras. सत्यमेव जयते

+1 cc to Mr.S.C.Viswanathan Advocate sr.1800/16

+1 cc to Mr.K.Devaraj Advocate sr.1641/16

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aa08/02/2016