

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.06.2016

CORAM

THE HON'BLE MR.JUSTICE S.NAGAMUTHU
and
THE HON'BLE MR.JUSTICE V.BHARATHIDASAN

H.C.P.No.1083 of 2016

Saravanan

... Petitioner/Husband
of the Detenue

Vs

1. The State rep. by the Inspector of Police,
S.10 Pallikaranai Police Station,
Chennai.

2. Sakthi

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, praying to issue a WRIT OF HABEAS CORPUS directing the 1st respondent to produce the body of the petitioner's wife S.Jothikala, aged about 29 years, illegally detained by the 2nd respondent herein before this Court and set her at liberty.

For Petitioner : Mr.S.Sugendran

For 1st Respondent : Mr.V.M.R.Rajentren,
Additional Public Prosecutor

सत्यमेव जयते

ORDER

[Order of the Court was made by V.BHARATHIDASN,J]

The petitioner is the husband of the detenue, by name, S.Jothikala, aged about 29 years. It is alleged that she is found missing from 12.03.2016 onwards. Hence, the petitioner has preferred a complaint to the 1st respondent and since no action has been taken, he has filed the present Habeas Corpus Petition before this Court.

2. Heard the learned Counsel for the petitioner and the learned Additional Public Prosecutor appearing for the 1st respondent and we have also perused the records carefully.

3. A perusal of the affidavit filed by the petitioner would go to show that the detenu is aged about 29 years and she has eloped with the 2nd respondent. Therefore, there is no illegal detention as alleged by the petitioner and no direction could be granted as prayed for by the petitioner.

4. In the result, the Habeas Corpus Petition is dismissed.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

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To

1. The Inspector of Police,
S.10 Pallikaranai Police Station,
Chennai.
2. The Public Prosecutor,
High Court, Madras.

H.C.P.No.1083 of 2016

CA(CO)
CA(22/06/2016)

सत्यमेव जयते

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