

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.08.2016

CORAM:

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU

and

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

H.C.P.No.1719 of 2016

S.Karthik

.. Petitioner

vs.

1. The Superintendent of Police,
Office of the Superintendent of Police,
Kancheepuram District.

2. The Inspector of Police,
Sivakanchi Police Station,
Kancheepuram.

3. Mr.Sathyaraj

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus to bring the body or person of the petitioner's wife K.Suganya aged 24 years before this Court and hand over her to the petitioner

For Petitioner .. Mr.G.Arun Kumar

For Respondents .. Mr.V.M.R.Rajentren,APP

ORDER

(Order of the Court was made by V.BHARATHIDASAN, J.)

The petitioner is the husband of one K.Suganya aged about 24 years. According to the petitioner, his wife Suganya has been found missing from 10.06.2016. Suspecting that the third respondent has abducted the detinue, he has filed a complaint before the second respondent police. Based on the complaint, a case has been registered in Cr.No.523 of 2016 on 23.06.2016. Despite the registration of the complaint, the second respondent has not taken any steps to trace the detinue. Hence, he has filed this Habeas Corpus Petition.

2. We have heard the learned counsel appearing for the

petitioner and the learned Additional Public Prosecutor appearing for the State and we have also perused the records carefully.

3. Today, when the matter was taken up for hearing, the learned Additional Public Prosecutor submitted that the second respondent has registered a complaint and are conducting investigation. It is revealed from the investigation that the detainee has eloped with the third respondent and she has not been abducted or detained illegally.

4. We are satisfied that there is no illegal detention of the detainee and the detainee has only eloped with the third respondent.

5. Hence, the petition is dismissed, however with a direction to the second respondent to take steps to expedite the investigation and trace the detainee.

s/d-
Assistant Registrar (CS-VI)

True Copy

Sub-Assistant Registrar

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To

1. The Superintendent of Police,
Office of the Superintendent of Police,
Kancheepuram District.

2. The Inspector of Police,
Sivakanchi Police Station,
Kancheepuram.

3. The Public Prosecutor, High Court,
Madras.

+1 cc to Mr.R.Selvi Advocate sr 46654

H.C.P.No.1719 of 2016

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