

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-2-2016

CORAM

THE HONOURABLE MR.JUSTICE M.JAICHANDREN
and
THE HONOURABLE MR. JUSTICE S. NAGAMUTHU

H.C.P.No.176 of 2016

K. Damodaran

.. Petitioner

Vs.

1. The Commissioner of Police,
Poonamallee High Road,
Vepery, Chennai - 600 007.
2. The Assistant Commissioner of Police,
Ambattur, Chennai - 600 053.
3. The Inspector of Police,
T-15, SRMC Police Station,
74/113, Mount Poonamallee Road,
Porur, Chennai - 600 116.
4. Udayakumar
5. Perumal
6. Santhi

.. Respondents

Prayer:- Habeas Corpus Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Habeas Corpus directing the respondents 1 to 6 to produce the petitioner's daughter Miss.D.Sivagami, aged 23 years before this Court and restore her to the petitioner.

For Petitioner : Mr.K.Sridhar

For Respondents 1 to 3 : Mr.V.M.R.Rajendren,
Addl. Public Prosecutor

For Respondents 4 to 6 : Mr.D.Jagan

O R D E R

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

This Habeas Corpus Petition has been filed with a prayer to issue a Writ of Habeas Corpus directing the respondents to 1 to 6 to produce the petitioner's daughter Miss.D.Sivagami,

aged 23 years, before this Court and restore her to the petitioner.

2. It has been stated that the detainee, D.Sivagami, who has been doing M.B.A. course, in Arignar Anna College, Pennalur, had left home on 21.1.2016, and that she did not return back. The wife of the petitioner herein/mother of the detainee had given a complaint, on 22.1.2016, to the third respondent and a case in Cr.No.89 of 2016, for woman missing, was registered. Since no further steps have been taken by the third respondent, the petitioner has filed this present petition with the above prayer.

3. Today, when the matter came up for hearing, the third respondent Police had produced the detainee, D.Sivagami, before the Court. On enquiry the detainee stated that she had married the 4th respondent herein, on 23.1.2016, at Sivan Koil, at Tuticorin, and thereafter, she has been living with him. She had further stated that she does not want to go along with the petitioner, who is her father.

4. In such circumstances, as the detainee is a major, this petition is closed making it clear that the detainee is at liberty to go along with the 4th respondent, as per her wish.

vr

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

To

1. The Commissioner of Police, Poonamallee High Road, Vepery, Chennai - 600 007.
2. The Assistant Commissioner of Police, Ambattur, Chennai - 600 053.
3. The Inspector of Police, T-15, SRMC Police Station, 74/113, Mount Poonamallee Road, Porur, Chennai - 600 116.
4. The Public Prosecutor, High Court, Madras.

+ 1 cc to Mr.D.Jagan, Advocate Sr 10175

KR/17/3/16

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