

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.8.2016

CORAM:

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU

and

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

H.C.P.No.1802 of 2016

B.Sasikala

... Petitioner

vs.

1. The Commissioner of Police,
Salem City, Salem.

2. The Inspector of Police,
All Women Police Station,
Ammamet Police Station,
Salem District.

3.Balamurugan

... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus directing the first and second respondents to produce the detainee Janaha, minor aged about 10 years, now in the illegal custody of third respondent herein, before this Court and set her at liberty.

For Petitioner	..	Mr.R.Sankarasubbu
For Respondent	..	Mr.V.M.R.Rajentren
1 & 2		Addl.Public Prosecutor

ORDER

(Order of the Court was made by S.NAGAMUTHU, J.)

The detainee was produced before this Court. The third respondent and his mother, Jothi also appeared. The detainee was produced by the 2nd respondent. The detainee appeared to be a very bright girl. For all the questions we asked, she answered very correctly. We assess that she is capable of understanding the surroundings and the consequences. She told us that she is willing to be only with her father and she is now in her V standard.

2. Having heard the child so, the learned counsel for the petitioner Mr.R.Sankarasubbu offered to not press this petition. He has made an endorsement to that effect.

3. In view of the above, this petition is dismissed as not pressed. The petitioner is at liberty to work out her remedy before the competent Civil Court.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

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To

1. The Commissioner of Police,
Salem City, Salem.

2. The Inspector of Police,
All Women Police Station,
Ammamet Police Station,
Salem District.

3. The Public Prosecutor, High Court, Madras.

+1 cc to Mr.R.Sankarasubbu Advocate sr 49569

+1 cc to Mr.B.Vasudevan Advocate sr 49074

सत्यमेव जयते

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aa16/09/2016

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