

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.09.2016

CORAM:

THE HON'BLE MR.JUSTICE A.SELVAM
AND
THE HON'BLE MR.JUSTICE P.KALAIYARASAN

H.C.P.No.1897 of 2016

Balaji ... Petitioner

Vs.

1. State rep.by
The Inspector of Police
Gudiyatham Taluk Police Station
Vellore District

2. Veeramani
3. Kumaresan
4. Ramarajan
5. Hari

... Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of habeas corpus directing the respondents to produce the corpus of the detainee, namely Gayathri, daughter of Balaji, Hindu, aged about 17 years before this Hon'ble Court and set her at liberty.

For Petitioner : Mr.G.Vinodh Kumar

For Respondents:Mr.V.M.R.Rajentren, APP for R1
Mr.M.Rajendran for R2 to R5

ORDER

(Order of the Court was made by A.SELVAM,J.)

This Habeas Corpus Petition has been filed under Article 226 of the Constitution of India, praying to direct the first respondent to trace out and produce the detainee by name Gayathri, aged 17 years, daughter of the petitioner.

2. The petitioner is present and he has been identified by his counsel.

3. The first respondent has produced the detainee and she has been identified by the petitioner.

4. It is seen from the records that the petitioner has got birth on 22.9.1999 and therefore it shows that the detenue has not attained majority.

5. The detenue has been enquired and she expressed her willingness that she is not desirous of going with the petitioner. Under such circumstances, she may be housed in a home as mentioned supra.

"In fine, the first respondent is directed to house the detenue, by name Gayathri, in Vasantham Women's Short Stay Home (Recognized by the Central Government), No.1/272, Golden Temple Road, Ariyur, Vellore-65, till she attains majority. If there is any change in the circumstances, liberty is given to file petition.

With the above observation, this Habeas Corpus Petition is disposed of.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

ajr

To

1. The Inspector of Police
Gudiyatham Taluk Police Station
Vellore District

2. The Public Prosecutor
High Court, Chennai 104

Copy to:

Vasantham Womens Short Stay Home
(Recognized by the Central Government)
No.1/272, Golden Temple Road,
Ariyur, Vellore 65.

1 cc to Mr.Rajendiran, Advocate, sr.5429

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mg co
kra 23.09.2016