

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.03.2016

Coram:

THE HON'BLE MR.JUSTICE M.JAICHANDREN
and
THE HON'BLE MR.JUSTICE S.NAGAMUTHU

H.C.P.No.192 of 2016

Iyyappan ... Petitioner/Father of the
detenu
vs.

- 1.The Commissioner of Police
Vepery
Chennai-600 007.
- 2.The Inspector of Police
(Law and Order)
P-6, Kodungaiyur Police Station
Kodungaiyur
Chennai-600 118.
- 3.The Sub-Inspector of Police
(Law and Order)
P-6, Kodungaiyur Police Station
Kodungaiyur
Chennai-600 118.

... Respondents

Habeas Corpus Petition has been filed under Article 226 of the Constitution of India for a Writ of Habeas Corpus, directing the respondents police to produce the body of the petitioner's daughter, by name, Malathy, D/o.Iyyappan, aged about 19 years, before this Court and set her at liberty.

For petitioner :No Appearance

For respondents :Mr.V.M.R.Rajentren,
Addl. Public Prosecutor

O R D E R

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

This Habeas Corpus Petition has been filed praying that this Court may be pleased to direct the respondents police to produce the body of the petitioner's daughter, namely, Malathy, D/o.Iyyappan, aged about 19 years, before this Court and set her at liberty.

2. The petitioner has stated that the detainee, namely, Malathy had studied upto 8th standard. She was working at Seelam Bakery, situated at Muthamizh Nagar, Chennai. While so, she was found missing from 11.01.2016. After searching for her at various places, the petitioner had lodged a complaint before the 3rd respondent police on 14.01.2016. The said complaint was assigned C.S.R.No.38 of 2016, on 14.01.2016. However, thereafter, the 3rd respondent police had not taken any effective steps to trace the detainee. Therefore, the petitioner has preferred the present Habeas Corpus Petition before this Court.

3. At this stage of the hearing of this Habeas Corpus Petition, there is no representation for the petitioner. However, Mr.V.M.R.Rajentren, the learned Additional Public Prosecutor appearing on behalf of the respondents has submitted that the detainee, namely, Malathy had eloped with one A.Bakiyaraj. The detainee, namely, Malathy and A.Bakiyaraj got married, at Tiruvannamalai, on 14.01.2016.

4. The above statement is recorded. In the above circumstances, as the detainee is a major, we are of the considered view that no orders are necessary in this Habeas Corpus Petition. Hence, this Habeas Corpus Petition stands dismissed.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

paa

To

1.The Commissioner of Police
Vepery, Chennai-600 007.

2.The Inspector of Police
(Law and Order)
P-6, Kodungaiyur Police Station
Kodungaiyur, Chennai-600 118.

3.The Sub-Inspector of Police (Law and Order)
P-6, Kodungaiyur Police Station
Kodungaiyur
Chennai-600 118.

4.The Additional Public Prosecutor
High Court, Madras.

H.C.P.No.192 of 2016

SR(CO)

Eu 29.03.16