

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.02.2016

Coram:

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

H.C.P.No.2 of 2016

K.Imam Sha

.. Petitioner

vs.

The Inspector of Police,
J-13 Tharamani Police Station,
Tharamani, Chennai-600 113.

... Respondent

H.C.P. has been filed for a writ of Habeas Corpus directing the respondent to cause production of the body and person of petitioner's daughter Shabnam Sultana, daughter of K.Imam Sha, aged 25 years, before this Court and set her at liberty.

For petitioner : Ms.C.Deepa Nandhini

For Respondent : Mr.V.M.R.Rajentran,
Addl. Public Prosecutor (Crl.side)

O R D E R

This Habeas Corpus Petition has been filed by the petitioner, who is the father of the detainee, namely, Shabnam Sultana, aged about 25 years, before this Court and set her at liberty.

2. The petitioner has stated that his daughter, namely, Shabnam Sultana, had been missing since 30.11.2015. Therefore, the petitioner had lodged a complaint before the respondent. On the said complaint, a case has been registered in Crime No.3211 of 2015 for ''Woman Missing'' by the respondent police.

3. Today, when the matter has been listed for hearing, the respondent produced the detainee Shabnam Sultana before this Court. The parents of the detainee are also present before this Court.

4. On enquiry, the detainee had submitted that she had married one Rizwan Mastan on 30.11.2015 and that he is employed in Qatar. She has also stated that she does not want to go back with her parents and that she wants to live only with her husband,

namely, Rizwan Mastan. The detenue has also submitted that her date of birth is 16.02.1990. She had also requested this Court to direct her parents to give her original Passport and the I.D. Card which are said to be with them. However, the parents of the detenue had stated that the Passport and other original papers relating to her daughter were not available with them.

5. In view of the statements made by the detenue, we do not find any reason to grant the relief as prayed for by the petitioner in the present Habeas Corpus Petition as the detenue is found to be a major.

6. In these circumstances, the Habeas Corpus Petition is dismissed.

Sd/-
Asst.Registrar (CS II)

/true copy/

Sub Asst. Registrar

tsi

To:

1. The Inspector of Police,
J-13 Tharamani Police Station,
Tharamani, Chennai-600 113.

2. The Public Prosecutor,
High Court, Madras

1 cc to Ms. Deepa Nandhini, Advocate, Sr. 6653

H.C.P.No.2 of 2016

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