

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.11.2016

CORAM

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

H.C.P.No.2349 of 2016

S.Naveen Kumar .. Petitioner/Mother of the
detenu

Vs

1.The Inspector of Police,
G-5, Secretariat Colony Police Station,
Secretariat Colony, Chennai-600 010.

2.M.Madankumar

3.Manokaran

4.Vanarani

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, praying to issue a WRIT OF HABEAS CORPUS, to call for the records relating to the complaint, dated 30.10.2016, pending on the file of the first respondent and to direct the respondents to produce the detenu Mrs.T.Mangaleshwari, wife of S.Naveen Kumar, aged about 20 years, before this Court, now she is illegally detained in the custody of the respondents 2 to 4 and to set the detenu Mrs.T.Mangaleshwari and hand over her custody to the petitioner forthwith.

For Petitioner : Mr.T.S.Kanmani

For Respondents : Mr.V.M.R.Rajentran,
Additional Public Prosecutor for R1

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ORDER

[Order of the Court was made by S.BASKARAN, J.]

This Habeas Corpus Petition has been filed by the petitioner, praying for the issuance of a Writ of Habeas Corpus, directing the respondents to produce the detainee T.Mangaleshwari, wife of S.Naveen Kumar, aged about 20 years, before this Court and set her liberty and hand over her custody to the petitioner.

2 Heard the learned counsel appearing on behalf of the petitioner, as well as the learned Additional Public Prosecutor, appearing on behalf of the first respondent.

3 The detainee T.Mangaleshwari was produced before this Court, by the respondent police. The petitioner, as well as the parents of the detainee are also present. Initially, the matter was referred to the Mediation. But, the detainee was not willing to attend the mediation. Therefore, the matter was taken up after lunch.

4 At the time of enquiry, the detainee had expressed her desire to go along with the petitioner herein, whom she is said to have married. The same is substantiated by the copy of the Extract of the Hindu Marriage Register, kept by the Marriage Registrar Office, Kundrathur, dated 13.10.2016.

5 Considering the submissions made by the detainee and considering the circumstances and the fact that the detainee is, admittedly, a major, the Court finds it appropriate to permit the detainee to go, as per her wish, with the petitioner herein. As such, the detainee T.Mangaleshwari is set at liberty to go, as per her wish, with the petitioner herein. No further orders are necessary in the Habeas Corpus Petition. Accordingly, the Habeas Corpus Petition stands closed.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1.The Inspector of Police,
G-5, Secretariat Colony Police Station,
Secretariat Colony,
Chennai-600 010.

2.The Public Prosecutor High Court
Madras

+1 cc to M/s.T.S.Kanmani Advocate sr 62872

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