

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.02.2016

Coram :

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU
and
THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

H.C.P.No.241 of 2016

S.Alamelu

... Petitioner/Wife
of the Detenu

Vs.

1. State represented by
Director General of Police,
Doctor Radhakrishnan Salai,
Mylapore, Chennai-4.
2. Superintendent of Police,
Villupuram,
Villupuram District.
3. Inspector of Police,
Chinna Salem Police Station,
Chennai-600 28.
4. M.Balu
5. Sathish
6. Venkatesan
7. Theerthagiri

... Respondents

H.C.P. has been filed for a writ of Habeas Corpus directing the respondents 1 to 3 to produce the body of the petitioner's husband, namely, Sakthivel, aged about 45 years, who is under the control and illegal custody of the respondents 1 to 3 and hand over the custody of Sakthivel to the petitioner herein.

For petitioner : Mr.J.Agni Selvaraju

For Respondents : Mr.V.M.R.Rajentran,
1 to 3 Additional Public Prosecutor
(Criminal side)

O R D E R

The petitioner is the wife of one Mr.Sakthivel, aged about 45 years. On the allegation that his husband is in the illegal custody of the 3rd respondent, the petitioner has come up before this Court with this Habeas Corpus Petition.

2. Today, when the matter came up for hearing, the learned Additional Public Prosecutor appearing for the respondents 1 to 3 submitted that the detenu is not in the illegal custody of the 3rd respondent. But, he has been judicially remanded in connection with a case in Kadambathur Police Station Crime No.25 of 2016 for an offence under Section 379 of IPC and thus, he has been lodged in the Central Prison, Puzhal.

3. In such view of the matter, nothing survives in the Habeas Corpus Petition and the same is accordingly dismissed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

tsi

To:

1. The Director General of Police,
Doctor Radhakrishnan Salai,
Mylapore, Chennai-4.
2. The Superintendent of Police,
Villupuram,
Villupuram District.
3. The Inspector of Police,
Chinna Salem Police Station,
Chennai-600 28.
4. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.J.Agni Selvaraju, Advocate, S.R.No.9047

H.C.P.No.241 of 2016

CA(CO)
CA(29/02/2016)