

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18-02-2016

CORAM

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU

AND

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

HABEAS CORPUS PETITION No.273 of 2016

Hercules Irudayaraj .. Petitioner/Father of the
Detenue

vs

1.The Inspector of Police (L & O)
K2 Ayanavaram Police Station
Chennai 600 023

2.Radha Ramani

3.Subramani .. Respondents /Respondents 1 to 3

Habeas corpus petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus directing the respondents herein to produce the body and person of the detenu by name Sanjay Solomon, aged about 5 ¼ years, son of the petitioner, before this Court, setting him at liberty, now under the illegal detention of the respondents 2 and 3 and restoring him to the custody of the petitioner herein.

For Petitioner : Mr.M.Ganesamoorthy

For Respondent : Mr.A.N.Thambidurai

Additional Public Prosecutor
for R1

ORDER

(Order of the Court was made by S.NAGAMUTHU, J.)

The petitioner, father of the minor child by name Sanjay Solomon, aged about 5 ¼ years, had come up with this habeas corpus petition alleging that the child is kept under the illegal custody of the respondents 2 and 3. But, the mother of the child has not been added as party to this petition.

2.The child is, admittedly, in the custody of the mother. Thus, we do not find any illegal detention so as to issue a writ as sought for by the petitioner in this petition.

3.Therefore, the habeas corpus petition is dismissed.

-s/d-
Assistant Registrar

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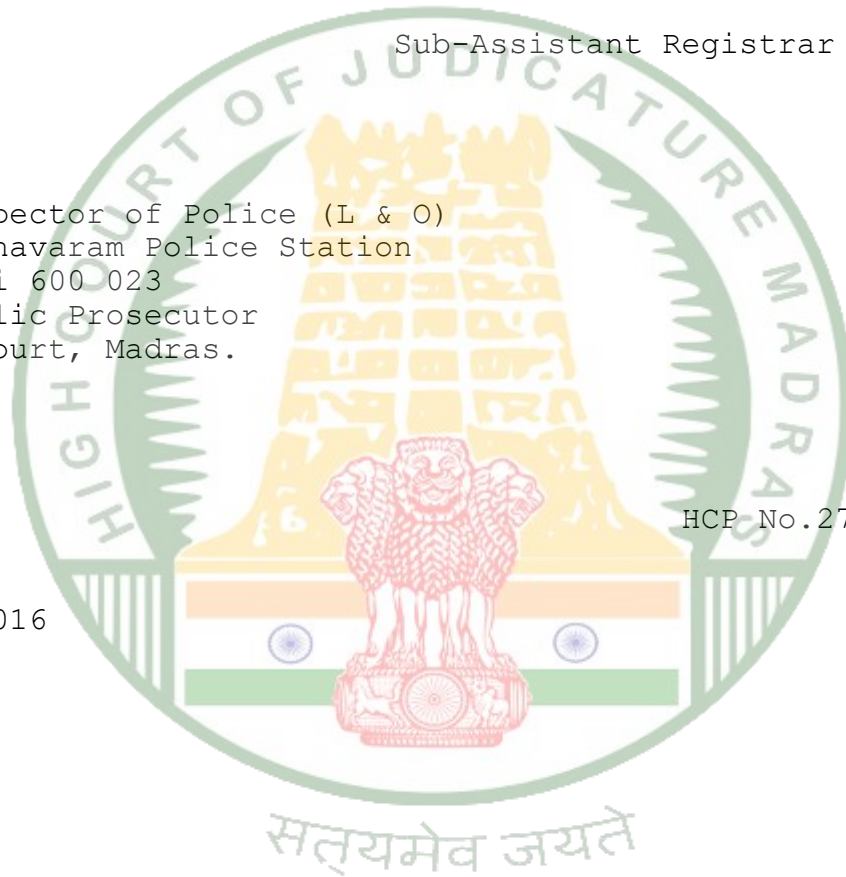
Sub-Assistant Registrar

To:

- 1.The Inspector of Police (L & O)
K2 Ayanavaram Police Station
Chennai 600 023
- 2.The Public Prosecutor
High Court, Madras.

HCP.No.273 of 2016

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