

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 29.03.2016

CORAM

THE HONOURABLE MR. JUSTICE M.JAICHANDREN

AND

THE HONOURABLE MR. JUSTICE S.NAGAMUTHU

HCP No.602/2016

B.Ramesh

..

Petitioner

Vs

1.State rep by
The Inspector of Police
Ambattur Police Station
Chennai. [Cr.No.96/2016].

2.Narasimman

..

Respondents

Petition filed under Article 226 of the Constitution of India praying for a writ of Habeas Corpus directing the 1st respondent herein to produce the body of the detinue, the petitioner's wife R.Parimala, aged about 32 years, from the illegal custody of the 2nd respondent before this Court and set her at liberty at once.

For Petitioner : Mr.W.Camyles Gandhi
For R1 : Mr.V.M.R.Rajentran
Addl. Public Prosecutor

सत्यमेव जयते

ORDER

[Judgment of the court was delivered by M.JAICHANDREN, J.,]

This Habeas Corpus Petition, has been filed by the petitioner/husband of the detinue, praying that this Court, may be pleased to direct the 1st respondent to produce his wife Parimala, aged about 32 years, who is said to be in the illegal custody of the 2nd respondent herein, before this Court and to set her at liberty.

2 The petitioner had stated that, his wife, the detinue herein, is in the illegal custody of the 2nd respondent, who is a priest. He had taken the detinue, stating that he will cure

the mental illness of the detainee. However, as the detainee had not returned, the petitioner had preferred a complaint before the 1st respondent, on 15.02.2016. As the 1st respondent had not taken effective steps to trace the detainee, the petitioner is before this Court with this petition.

3 Learned Additional Public Prosecutor, accepting notice on behalf of the 1st respondent, had submitted that the complaint lodged by the petitioner had been registered, as a "Woman Missing" case in Cr.No.96/2016 and the 1st respondent is taking all effective and necessary steps to trace the detainee.

4 In view of the submissions made by the learned Additional Public Prosecutor, appearing on behalf of the 1st respondent, we are of the view that no further orders are necessary in this petition.

5 Hence, the Habeas Corpus Petition stands dismissed. However, the 1st respondent shall continue the investigation, in Cr.NO.96/2016 and take all effective and necessary steps to trace the detainee and to act in accordance with law.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1.The Inspector of Police
Ambattur Police Station
Chennai.

2.The Public Prosecutor
High Court, Madras.

+1 cc to Mr.W.Camyles Gandhi Advocate sr.19550/16

HCP.No.602/2016

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