

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.04.2016

Coram:

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

H.C.P.No.681 of 2016

S.Aasirvatham .. Petitioner/father of
the Detenu
vs.

1. The State of Tamil Nadu
rep. by its Secretary to Home Department,
O/o. The Secretariat,
Fort St. George, Chennai-9.

2. State rep. by its
the Inspector of Police,
H.5 New Washermenpet Police Station,
Chennai-81.

3. State rep. by its the Inspector of Police,
Manali Police Station, Chennai.
Respondents ..

Petition filed under Article 226 of the Constitution of India for issuance of a writ of Habeas Corpus, directing the respondents police to produce the body of the detenu, namely, Anthony Paul Raj, son of Aasirvatham, aged about 35 years, before this Court and set him at liberty.

For Petitioner : Mr.Viswanathan
for M/s.Dass and Viswa Associates

For Respondents : Mr.V.M.R.Rajentren,
Addl. Public Prosecutor (Crl.side)

O R D E R

(Order of the Court was made by M.JAICHANDREN, J.)

This Habeas Corpus Petition has been filed, praying that this Court may be pleased to direct the respondents to produce the son of the petitioner, namely, Anthony Paul Raj, aged about

35 years, before this Court and set him at liberty.

2. The petitioner had stated that his son, namely, Anthony Paul Raj is married and he had got two kids, namely, A.Kelvin and A.Macmillan. A criminal case on the file of the 2nd respondent is pending against the detenu, in Crime No.628 of 2015. He was reporting before the 2nd respondent police, daily. However, he had gone missing from 30.06.2015. Therefore, the petitioner had preferred a complaint before the 3rd respondent. Since no effective steps have been taken by the respondents, to trace the detenu, the petitioner had preferred the present Habeas Corpus Petition.

3. At the stage of the hearing of the Habeas Corpus Petition, the learned Additional Public Prosecutor, appearing on behalf of the respondents, had submitted that all necessary steps have been taken by the respondent police to trace the detenu.

4. In view of the said submission made by the learned Additional Public Prosecutor, appearing on behalf of the respondents, we are of the view that no further orders are necessary in this Habeas Corpus Petition. Accordingly, the present Habeas Corpus Petition is dismissed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

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To:

1. The Secretary to Home Department,
O/o. The Secretariat,
State of Tamil Nadu,
Fort St. George, Chennai-9.
2. The Inspector of Police,
H.5 New Washermenpet Police Station,
Chennai-81.
3. The Inspector of Police,
Manali Police Station, Chennai.

4.The Public Prosecutor
High Court Madras

+1 cc to M/s.Dass Law Associates Advocates sr.22464

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