

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.06.2016

CORAM

THE HON'BLE MR.JUSTICE S.NAGAMUTHU
and
THE HON'BLE MR.JUSTICE V.BHARATHIDASAN

H.C.P.No.836 of 2016

Raji

... Petitioner

Vs

1. The Superintendent of Police,
Salem District.
2. The Inspector of Police,
Valapady Police Station,
Salem District.
3. R.Natraj
4. Raji
5. Chinnu
6. Mukkaye
7. Venkatachalam
8. Jagan

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, praying to issue a WRIT OF HABEAS CORPUS directing the respondents 1 to 4 to produce the person and body of the petitioner's daughter Saranya, aged about 22 years before this Court and hand over her custody to the petitioner herein.

For Petitioner : No appearance

For Respondents : Mr.V.M.R.Rajentren,
1 and 2 Additional Public Prosecutor

For Respondents 4 to 8 : Mr.C.Kulanthaivel

ORDER

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

The petitioner is the father of the detinue, by name, Saranya, aged about 22 years. It is alleged that she has been found missing from 13.08.2015 onwards.

2. The learned Additional Public Prosecutor would submit that there is no illegal detention which is revealed from the enquiry. He would further submit that she has eloped with the 3rd respondent with whom she had a love affair.

3. The learned Counsel for the respondents 4 to 8 would submit that on an earlier occasion also, the detinue eloped with the 3rd respondent and on the complaint of the father of the 3rd respondent, the girl was secured and handed over to her parents. Again, now she has eloped with the 3rd respondent. The said statement is recorded.

4. Having regard to the statement made by the learned Counsel for the respondents 4 to 8 and the learned Additional Public Prosecutor, we are of the view that there is no illegal detention and therefore, this petition deserves only to be dismissed as no relief could be granted. Accordingly, the Habeas Corpus Petition is dismissed.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

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To

1. The Superintendent of Police,
Salem District.
2. The Inspector of Police,
Valapady Police Station,
Salem District.
3. The Additional Public Prosecutor,
High Court, Madras.

+1cc to Mr.C.Kulanthaivel, Advocate, S.R.No.31093

H.C.P.No.836 of 2016

SK(CO)
CA(17/06/2016)