

In the High Court of Judicature at Madras

Dated: 16.02.2016

Coram:

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

H.C.P.No.87 of 2016  
and  
Crl.M.P.No.1778 of 2016

Devakirubai ... Petitioner

vs.

The State, rep.by its  
Sub Inspector of Police,  
Palur Police Station,  
Kanchipuram District ... Respondent

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus directing the respondent police to produce the detinue Mrs.Revathi, W/o.Abraham Asiruvatham and daughter of Anandan, aged 19 years before this Court and set the detinue at liberty forthwith.

For Petitioner ... Mr.R.Sampathkumar  
For Respondent ... Mr.V.M.R.Rajentren,  
Addl.Public Prosecutor  
Mrs.Shaik Mehrunisa  
for the detinue

सत्यमेव जयते  
O R D E R

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

This habeas corpus petition has been filed by the mother-in-law of the detinue, Revathi, wife of Abraham Asiruvatham, aged about 19 years, praying that this Court may be pleased to direct the respondent to produce the detinue before this Court and set her at liberty.

2. It has been stated that the son of the petitioner had married the detinue, on 4.11.2015. The marriage between the petitioner's son and the detinue had taken place on 4.11.2015 and the same had been registered on 18.11.2015. However, due to

certain disputes, the parents of the detainee had taken her away and are keeping her in their illegal custody. In such circumstances, the petitioner has preferred this habeas corpus petition.

3. At this stage of hearing of the habeas corpus petition, the learned counsel appearing on behalf of the detainee has produced the detainee before this Court. The parents of the detainee are also present. On enquiry, the detainee has stated that she is 19 years old and that she is a major. She had further stated that she wants to live with her parents and that she has not been in the illegal custody of any one, as alleged by the petitioner.

4. In view of the above, we are of the view that no further orders are necessary in the present petition. Hence, the habeas corpus petition stands closed. It is open to the detainee to go along with her parents, as per her wish. However, it is also made clear that it is open to the petitioner to pursue her remedies, if any, before the appropriate forum, in the manner known to law. Connected miscellaneous petition is closed.

Sd/-  
Asst.Registrar (CS III )

/true copy/

Sub Asst. Registrar

msk

To

1.The Sub Inspector of Police,  
Palur Police Station,  
Kanchipuram District.

2.The Public Prosecutor,  
High Court, Madras.

1 cc to Mr.R. Sampathkumar, Advocate, Sr. 9649

1 cc to MRs. Shaik Mehrunisa, Advocate Sr. 10226

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KJI (CO)  
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