

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.2.2016

Coram:

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

H.C.P.No.1264 of 2013

B.K.Narayanasamy

... Petitioner

Vs.

1. The State of Tamil Nadu
rep by its Inspector of Police
Berigai Police Station
Hosur, Krishnagiri District

2. Udayakumar

... Respondents

H.C.P. has been filed to issue a writ of Habeas Corpus directing the first respondent to produce the detainee, Nethra, daughter of B.K.Narayanasamy, Minor aged 13 years, now illegal custody of the second respondent herein before this Court and set her at liberty.

For Petitioner : No Appearance

For Respondent : Mr.V.M.R.Rajentren
Additional Public Prosecutor

O R D E R

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

There is no representation on behalf of the petitioner, as well as the second respondent.

2. This Habeas Corpus Petition has been filed praying that this Court may be pleased to direct the first respondent to produce the body of the detainee, namely, Nethra, daughter of B.K.Narayanasamy, aged 13 years, before this Court and set her at liberty.

3. The petitioner is the father of the detainee. It has been stated that the second respondent had kidnapped the detainee, on 23.11.2012. Thereafter, the petitioner had lodged a complaint before the first respondent. The said complaint had been registered by the first respondent in crime No.257 of 2012, under Section 366A I.P.C. However, there has been no progress in the matter since then. In such circumstances, the petitioner has preferred the present Habeas Corpus Petition before this Court.

4. A status report, dated 6.1.2016, had been filed before this Court stating that steps had been taken to trace the detainee. It has also been stated that the petitioner is not co-operating with the first respondent Police in investigating the matter.

5. In view of the submissions made by the learned Additional Public Prosecutor appearing on behalf of the first respondent and on a perusal of the status report, dated 6.1.2016, filed before this Court, we are of the view that no further orders are necessary in the present Habeas Corpus Petition, at this stage. However, the first respondent Police is directed to continue with the investigation to trace the detainee and to take necessary steps, in accordance with law. Hence, the Habeas Corpus Petition stands closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

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To:

1. The Inspector of Police
The State of Tamil Nadu
Berigai Police Station
Hosur, Krishnagiri District
2. The Public Prosecutor,
High Court, Madras.

H.C.P.No.1264 of 2013

ALA(CO)
CA(28/03/2016)