



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.11.2016

CORAM:

THE HONOURABLE MR.JUSTICE **S.NAGAMUTHU**

and

THE HONOURABLE MR.JUSTICE **M.V.MURALIDARAN**

HCP (MD) No.1528 of 2016

M.ARUNPANDY S/O MATCHARAJA
3/44 MAYANDY PATTI K.PULIYANKULAM
CHECKANURANI THIRUMANGALAM TALUK
MADURAI DISTRICT

.. Petitioner

Vs.

1 THE SUPERINTENDENT OF POLICE
MADURAI DISTRICT

2 THE INSPECTOR OF POLICE
CHECKANURANI POLICE STATION MADURAI DISTRICT

3 JOTHIRAJAN S/O AYYAVU
NO.6/986 THENI ROAD CHECKANURANI
THIRUMANGALAM TALUK MADURAI DISTRICT

.. Respondents

Habeas Corpus Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus to direct the 2nd respondent herein to produce the person or body of the petitioner wife namely J.Sabitha age about 19 years as of the illegal custody of 3rd respondent herein before this Honourable Court and set her at liberty.

For Petitioner	: M/s.M.Mahendran
For Respondents	: Mr.A.Ramar
	Additional Public Prosecutor
	for R1 & R2
	Mr.M.Kannan for R3

ORDER

(Order of the Court was made by **S.NAGAMUTHU, J.**)

The petitioner has come up with this Habeas Corpus Petition alleging that he married one Ms.Sabitha (hereinafter referred to as 'the detenu'), aged 19 years on 04.11.2016 at Thanjavur. According to him, she has been illegally detained by the third respondent, who is the father of the detenu. Therefore, he has come up with this petition.



2. When the matter was taken up for hearing, the detenu was produced by the 2nd respondent. The third respondent and his wife also made appearance. The detenu told us that there was no marriage between her and the petitioner as alleged by the petitioner. She further told us that she wants to go back with her parents and live in the parental home. The said statement is recorded.

3. In view of the above, we are unable to grant the relief as prayed for. Accordingly, the Habeas Corpus Petition is dismissed.

Sd/-
Assistant Registrar (AS)

/True copy/

Sub Assistant Registrar

To

- 1 THE SUPERINTENDENT OF POLICE
MADURAI DISTRICT
 - 2 THE INSPECTOR OF POLICE
CHECKANURANI POLICE STATION, MADURAI DISTRICT
 3. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
- +1 CC to Mr.M.MAHENDRAN, Advocate, SR No.68896

ORDER MADE IN
H.C.P (MD) No.1528 of 2016
15.11.2016

RR
SH/SKS-RR:30.11.2016:2P/5C