



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.06.2016

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

and

THE HONOURABLE MR.JUSTICE B.GOKULDAS

Habeas Corpus Petition (MD).No.635 of 2016

V.Magesh

.. Petitioner

vs.

State represented by

1.The Superintendent of Police,
Virudhunagar District.

2.The Inspector of Police,
Amathur Police Station,
Virudhunagar District.

3.Alagu

.. Respondents

Habeas Corpus Petition is filed under Article 226 of the Constitution of India to issue a Writ of Habeas Corpus directing the respondents 1 and 2 to produce the body or persons of petitioner wife namely M.Pandeeswari (female, aged 35 years) and minor child namely M.Keerthika (aged about 6 years), detainees in the present case before this Court and consequently, set them at liberty.

For petitioner	: Mr.C.Gangai Amaran
For respondents	: Mr.C.Mayilvahana Rajendran Additional Public Prosecutor for R1 & R2

ORDER

(Order of the Court was made by **K.K.SASIDHARAN, J**)

The second respondent produced Mrs.M.Pandeeswari and her daughter M.Keerthika before us. We examined the detainee, by name, M.Pandeeswari. The detainee informed us that she is not willing to live with the petitioner and she is presently living with her child at Chennai.

2. The detainee by name M.Pandeeswari, is aged about 35 years and her child is aged about 6 years. Since the detainee is not in illegal custody, we find no reason to adjudicate the Habeas Corpus petition. The detainee is set at liberty.



3. This Habeas Corpus Petition is closed with the above observation.

Sd/-

Assistant Registrar (CS-II)

/True copy/

Sub Assistant Registrar

To

1.The Superintendent of Police,
Virudhunagar District.

2.The Inspector of Police,
Amathur Police Station,
Virudhunagar District.

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SH/SK-SKN/SAR-III:15.06.2016:2P/3C