

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 11.04.2017

CORAM

THE HONOURABLE MR. JUSTICE S.NAGAMUTHU
and
THE HONOURABLE DR.JUSTICE ANITA SUMANTH

H.C.P No. 12 of 2017

K.N.V. Sundareshwaran

.. Petitioner

Vs

1. The Commissioner of Police,
Chennai Police, Vepery,
Chennai - 600 007

2. The Inspector of Police (L&O),
D 2 Anna Salai Police Station,
Chennai

3. Akilan

... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus of any other appropriate writ or directing the respondents herein to produce the body and person of the petitioner's son Gopinath, S/o K.N.V. Sundhareswaran, Male, aged about 19 years from the illegal detention of the third respnodent before this Court.

For Petitioner : Mr.M. Rajavelu

For R.1 & R.2 : Mr.V.M.R. Rajentren
Additional Public Prosecutor

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ORDER

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

The petitioner is the father of one Gopinath, aged about 19 years. According to the petitioner, Mr.Gopinath has been found missing from 30.06.2016 onwards. In this regard, on a complaint made by him, a case was registered in Cr.No.1115 of 2016 for

"Boy missing". Since the detenu has not been secured by the police, the petitioner has come up with this Habeas Corpus Petition.

2. It is submitted by the learned Additional Public Prosecutor, on instructions from the second respondent, that the investigation so far revealed that there is no illegal detention of the detenu. In fact, the detenu borrowed money from various persons and since there was pressure from creditors, he had gone underground. But efforts are being made to secure the detenu.

3. In view of the said submissions, since we are convinced that there is no illegal detention, this habeas corpus petition is dismissed with a direction to the second respondent to expedite the investigation.

-s/d-

Assistant Registrar(CSVIII)

True Copy

Sub-Assistant Registrar

To

1. The Commissioner of Police,
Chennai Police, Vepery,
Chennai - 600 007
2. The Inspector of Police (L&O),
D 2 Anna Salai Police Station,
Chennai

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