

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.08.2017

CORAM:

THE HON'BLE MR.JUSTICE A.SELVAM
AND
THE HON'BLE MR.JUSTICE P.KALAIYARASAN

H.C.P.No.1392 of 2017

Velankanni @ Kumudha

... Petitioner

vs.

1.The Inspector of Police,
Poonamallee Police Station,
Poonamallee,
Tiruvallur District.

2.Arjunan
3.Chinnapaiyan
4.Moorthi
5.Jayaram
6.Veerasami

... Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of habeas corpus against the first respondent to produce the body of the detenu by name MONIKA, aged 17 years, before this Court.

For Petitioner : Mr.V.Rajamohan

For Respondents : Mr.V.M.R.Rajentren, Addl.P.P.
for R1

ORDER

(Order of the Court was made by A.SELVAM, J.)

This Habeas Corpus Petition has been filed under Article 226 of the Constitution of India, praying to direct the first respondent to trace out and produce the detenu, by name, Monika, aged 17 years, daughter of the petitioner.

2. The petitioner is present and she has been identified by her counsel.

3.The first respondent, viz., the Inspector of Police, Poonamallee Police Station, has produced the detenu and she has been identified by the petitioner/her mother.

4. In spite of best efforts taken by the Court, the detenu is not willing to go with the petitioner/her mother. Under such circumstances, this Court is inclined to pass the following order.

In fine, the first respondent is directed to house the detenu in the Home, viz., 'Government Koornokku Illam', Kelly's Home, Purasaiwakkam, Chennai-10, till she attains majority. If there is any subsequent change, both the petitioner and detenu are at liberty to file a petition.

5. With the above observation, this habeas corpus petition is disposed of.

Sd/-
Asst. Registrar (CCC)

/true copy/

Sub Asst. Registrar

msk

To

1. The Inspector of Police,
Poonamallee Police Station,
Poonamallee,
Tiruvallur District.
2. The Public Prosecutor,
High Court, Madras.
3. The Manager,
Government Koornokku Illam,
Kelly's Home,
Purasaiwakkam,
Chennai-10

+1cc to M/s.N.Mohideen Basha, Advocate in sr.no.58093

H.C.P.No.1392 of 2017

RR(CO)
NR 11/08/2017