

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 27.04.2017

CORAM

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

H.C.P No.209 of 2017

Vijaya

...Petitioner

Vs

1.The State rep by
The Inspector of Police,
Villupuram Town Police Station,
Villupuram

2. Prabakaan

... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India to issue an Order, direction or writ in the nature of a Writ of Habeas Corpus directing the respondents herein to produce the body of the petitioner's daughter Mrs.Maheswari, aged 27 years before this Court and set her at liberty.

For Petitioner : Mr.S.V. Karthikeyan

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

ORDER

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

The petitioner is the mother of one Mrs.Maheswari, aged about 27 years. The second respondent is the husband of Mrs.Maheswari. They have got two daughters and a son. According to the petitioner, Mrs.Maheswari has been found missing. In this regard, she has made a complaint to the police, but so far she has not been secured. This is the grievance of the petitioner. Hence she has filed the present habeas corpus petition.

2. Today, when the matter was taken up for hearing, the detainee was produced by police before us. The second respondent also appeared. The detainee told us that on her own volition, she has gone with one Seenu and lived with him. She would further state that she has got extra marital relationship with the said Seenu. She further told us that now she did not want to go and live either with the second respondent or with Seenu.

3. The above statement is recorded. From the above statement and we are convinced that there is no illegal detention in this matter. Therefore, this habeas corpus petition is dismissed leaving it open to the detainee to decide her life on her own wish.

Sd/-
Asst.Registrar (CCC)

/true copy/

Sub Asst. Registrar

sr
To

1. The Inspector of Police,
Villupuram Town Police Station,
Villupuram

2. The Public Prosecutor, High Court, Chennai

+2ccs to Mr.Jose Advocate sr.26242

सत्यमेव जयते

HCP No.209 of 2017

mg(co)
ss(11/5/2017)

WEB COPY