

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 22.12.2017

Coram

THE HON'BLE MR.JUSTICE RAJIV SHAKDHER
&
THE HON'BLE MR.JUSTICE N.SATHISH KUMAR

H.C.P.No.2451 of 2017

Perumayee @ Karthika

... Petitioner

Vs.

State rep by
Inspector of Police
Dharmapuri Police Station (L & O)
Dharmapuri Town
Dharmapuri District.

.. Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, to direct the respondent herein to produce the body of the detenu of the petitioner's husband by name Suresh aged about 45 years before this Court and set him at liberty.

For Petitioner : Mr.P.Kalimuthu
For Respondent : Mr.V.M.R.Rajentran,
Addl. Public Prosecutor.

O R D E R

(Order of the Court was made by RAJIV SHAKDHER, J)

1. The material documents, with regard to the marriage of the petitioner, are not appended with the petition.

2. It is the claim of the petitioner that she had married one person with whom she lived till 2007 and thereafter, married another person, by the name, Mr.Suresh, on 26.01.2008.

2.1. The relief in this petition is sought vis-a-vis Mr.Suresh, i.e., the second husband.

3. We asked the learned counsel for the petitioner as to whether the petitioner had obtained a divorce from her first husband. Counsel for the petitioner was unable to inform us

with certainty, as to whether a divorce had been effected.

4. Furthermore, no documents even with regard to the second marriage have been put on record.

5. Given these circumstances, learned counsel for the petitioner seeks to withdraw the petition with liberty to approach this Court with all material documents and particulars.

6. The petition is, consequently, dismissed as withdrawn with liberty as prayed, albeit, in accordance with law.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

vsm

To

1.The Inspector of Police
Dharmapuri Police Station (L & O)
Dharmapuri Town
Dharmapuri District.

2.The Public Prosecutor,
Madras High Court,
Chennai.

सत्यमेव जयते H.C.P.No.2451 of 2017

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