

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 13.03.2017

CORAM

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

H.C.P No.292 of 2017

Abdulladeep

.. Petitioner

Vs

1. State rep. By
District Superintendent of Police
Dharapuram
Tiruppur District.

2. Inspector of Police,
Law & Order
Vellakovil - 638 111.

3. Mr.Deepak,

.. Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus or any other writ or order in the nature of Writ directing the respondent to produce the body of the person namely Ms.Sharmila Banu (Aged 23 years), Daughter of Mr.Abduldeep before this Hon'ble Court and hand over the custody to the petitioner herein forthwith.

For Petitioner : M/s.Rohini Ravikumar

For 1st and 2nd

Respondents : Mr.V.M.R. Rajendran
Addl. Public Prosecutor

ORDER

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

The petitioner is the father of one Ms.Sharmila Banu, aged about 23 years. According to the petitioner, she has been found missing from 31.12.2016 onwards. The petitioner has further suspected that Ms.Sharmila Banu is illegally detained by the third respondent. In this regard, a case has also been registered by the respondent Police in Crime No.25/2017. Since the detainee was not so far secured by the respondent Police, the petitioner has come up with this Habeas Corpus Petition.

2.Today, when the Habeas Corpus Petition is taken up for hearing, the detainee was produced before this Court. She told us that she had fallen in love with the third respondent, married him and now, she is living with him as his wife. She would further submit that there is no illegal detention. The parents of the detainee persuaded her to return to the parental home. But, the detainee refused. In such view of the matter, we are unable to grant the relief as prayed for by the petitioner.

3.In the result, the Habeas Corpus Petition is dismissed making it clear that it is for the detainee to decide her future.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

jbm/rna

To

1. The District Superintendent of Police
Dharapuram
Tiruppur District.
2. Inspector of Police,
Law & Order
Vellakovil - 638 111.
- 3.The Public Prosecutor,
High Court, Chennai.

+ 1 cc to M/s. Rohini Ravikumar, Advocate Sr.16101

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