

In the High Court of Judicature at Madras

Dated: 06.03.2017

Coram:

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

H.C.P.No.312 of 2017

A.Siva .. Petitioner

vs.

The State, rep.by its
Inspector of Police (Crimes),
J6, Thiruvannmiyur Police Station,
Chennai-41 ... Respondent

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of habeas corpus to direct the respondent police to immediately trace out the missing persons (1) S.Roja (aged 21 years); and (2) S.Siv Darshika (2 years old daughter) from the hideouts of the above said Mr.Venkatesran (Car Driver attached to one Advocate Mr.Badhri with Mobile No.7200920960 & 86812212013) and produce their bodies before this Court.

For Petitioner ... Mr.J.Pachaiappan

For Respondent ... Mr.V.M.R.Rajendran, A.P.P.

O R D E R

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

The petitioner has come up with this habeas corpus petition alleging that his wife Mrs.S.Roja along with her daughter S.Siv Darshika, aged two years, have been illegally detained by one Mr.Venkatesan, son of Mariappan, aged 23 years.

2. The learned Additional Public Prosecutor submits that the enquiry has revealed that Mrs.S.Roja along with her daughter left the matrimonial home on her own accord with the said Mr.Venkatesan and there is no illegal detention at all in this matter.

3. In the light of the statement made by the learned Additional Public Prosecutor that the detinue had left the matrimonial home on her own volition, it cannot be said that the detinue is in the illegal confinement of anyone. Therefore, the habeas corpus petition is dismissed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

To

1.The Inspector of Police (Crimes),
J6, Thiruvanmiyur Police Station,
Chennai-41.

2.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.J.Pachiyappan, Advocate Sr.14819

H.C.P.No.312 of 2017

ak[col]
srg 21/03/2017

सत्यमेव जयते

WEB COPY