

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 21.04.2017

CORAM

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

H.C.P No.385 of 2017

K. Usha ... Petitioner

Vs

- 1.The Government of Tamil Nadu,
rep by its Secretary,
Home Department,
Chennai - 600 009
 2. The Commissioner of Police,
Greater Chennai Police,
No.132, Commissioner Office Building,
EVK Sampath Road, Vepery,
Chennai - 600 007
 4. The Inspector of Police,
D-1, Triplicane Police Station,
Triplicane,
Chennai - 600 005
- 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 1 to 3 herein to search and produce petitioner's son being the detainee Mr.Prakash, S/o Dassaritharaman, aged about 32 years, No.70A, Anna Nagar, Pandi Road, 5th Cross Street, Dindivanam, Villupuram District.

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For Petitioner : Mr.V. Kamal

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

ORDER

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

This petition is the mother of one Mr.Prakash, aged about 32 years. According to the petitioner, Mr.Prakash has been found missing from 27.07.2016 onwards. In this regard, a complaint has been made to the respondent police, but so far, he has not been secured. Hence, the petitioner has come forward with this habeas corpus petition.

2. Today, when the matter is taken up for hearing, the learned Additional Public Prosecutor submitted that since the petitioner was making arrangement to get the detenu married and he is not willing for the same, he simply left the house and his whereabouts are not known. He further submitted that investigation is in progress.

3. Recording the above submission, we find there is no illegal detention and we find no reason to reject the submission of the learned Additional Public Prosecutor. Since we are fully convinced that there is no illegal detention, no relief could be granted to the petitioner. Hence, the habeas corpus petition is dismissed. However, we direct the respondents police to expedite the investigation.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

sr
To

- 1.The Secretary,
Government of Tamil Nadu,
Home Department,
Chennai - 600 009
2. The Commissioner of Police,
Greater Chennai Police,
No.132, Commissioner Office Building,
EVK Sampath Road, Vepery,
Chennai - 600 007

3. The Inspector of Police,
D-1, Triplicane Police Station,
Triplicane, Chennai - 600 005

4. The Public Prosecutor,
High Court, Chennai.

+lcc to Mr.V.Kamal, Advocate Sr.24393

HCP No.385 of 2017

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srg 04/05/2017



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