

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.03.2017

CORAM

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

H.C.P No.438 of 2017

Vasantha

... Petitioner

Vs

1. State rep by
The Joint Commissioner of Police,
West Zone, Ambattur, Chennai.

2. State rep by
The Inspector of Police,
Mangadu Police Station,
Chennai

3. Jeevan Care Centre,
No.39/40, Kamatchi Salai,
Sri Chakra Nagar,
Mangadu, Chennai 0 600 122

.... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India to issue a Writ, order or Direction in the nature of a Writ of Habeas Corpus directing the respondents to produce the body of the petitioner's son detenu S. Sathyaraj, aged 30 years, who is kept under illegal custody by the third respondent from 02.03.2017 before this Court and set him at liberty and pass further orders.

For Petitioner : Mr.M. Madhan Kumar

For respondents : 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 Mr.S. Sathyaraj, aged about 30 years. According to the petitioner, Mr.S. Sathyaraj is illegally detained by the third respondent, which is a De-addiction Centre. Therefore, the petitioner has come up with this Habeas Corpus Petition.

2. On instructions from the second respondent, the learned Additional Public Prosecutor submits that Mr.S. Sathyaraj is a liquor addict and therefore, his wife has admitted the detenu in the third respondent Centre. Now, the detenu is undergoing treatment only in the third respondent Centre. Thus, according to the learned Additional Public Prosecutor, there is no illegal detention at all.

3. The learned counsel for the petitioner would submit that the petitioner is not even permitted to see her son. If granting permission to the petitioner to see her son will not cause any disturbance to the detenu, the third respondent shall permit the petitioner to see her son/detenu. With the above observation, the Habeas Corpus Petition is dismissed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

sr

To

1. The Joint Commissioner of Police,
State of Tamil Nadu,
West Zone, Ambattur, Chennai.
2. The Inspector of Police,
Mangadu Police Station,
Chennai.
3. The Public Prosecutor,
High Court, Chennai.

HCP No. 438 of 2017

PVS (CO)
CA(06/04/2017)

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