

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 15.03.2017

CORAM

THE HONOURABLE MR. JUSTICE S.NAGAMUTHU

and

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

H.C.P No.1830 of 2016

R.Padmanaban .. Petitioner/father of detenue

Vs

1.State Represented by
The Inspector of Police,
Devanampattinam Police Station,
Cuddalore District.

2.The Superintendent of Police,
Cuddalore District,
Cuddalore. ... Respondents

(impleaded as 2nd respondent as per order of this hon'ble court dated 20/09/2016 in crl. mp.9933/2016 in hcp 1830/16

Habeas Corpus Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus directing the Respondents to produce the petitioner's son P.Muralidaran aged 19 years before this court.

For Petitioner : Mr.W.M.Abdulmajeed

For Respondent : Mr.V.M.R. Rajentren,
Additional Public Prosecutor

ORDER

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

The petitioner is the father of one Mr.P.Muralidaran, aged 19 years. On 13.06.2016, along with his friends, Mr.P.Muralidharan, went to silver beach in Devanampattinam, on a tour. In the sea, it is alleged that Mr.P.Muralidharan and his friends took bath. Unfortunately, in a high tide and waves, they were dragged deep into the sea water. Fortunately, the others

escaped but not Mr.P.Muralidharan. In respect of the said occurrence, a case has also been registered in Crime No.89/2016 on the file of the Devampattinam Police Station and the same is under investigation. In those circumstances, the petitioner has come up with this Habeas Corpus Petition.

2.In a status report filed by the first respondent, the above facts have been narrated and it has also been stated that steps are being taken to trace out the detenu.

3.In view of the above position, we find that the relief sought for by the petitioner cannot be granted since, there is no illegal detention. However, direction is issued to the respondent to continue the investigation expeditiously.

4.With the above direction, the Habeas Corpus Petition is dismissed.

Sd/-
ASST. REGISTRAR

/TRUE COPY/

SUB ASST. REGISTRAR

To

1.The Inspector of Police,
Devanampattinam Police Station,
Cuddalore District.

2.The Superintendent of Police,
Cuddalore District,
Cuddalore.

3.The public prosecutor
High Court Madras. सत्यमेव जयते

H.C.P.No.1830 of 2016

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SR(co)
RRI (18/04/2017)