

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.03.2017

CORAM

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

H.C.P No.2296 of 2016

V.Meera

... Petitioner

Vs

1. State Rep. by
The Superintendent of Police,
Superintendent of Police Office,
Thiruvavarur District.

2. State rep by
The Inspector of Police,
Thiruvavarur Taluk Police Station,
Thiruvavarur District.

3. B.Sangeetha.

... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India to issue a writ of Habeas Corpus directing the respondents herein to produce the detenu, namely Mr.V.Balachandar, S/o Vijayaragavan, aged about 37 years, before this Court and set him at liberty.

For Petitioner : Mr.A.Saranraj

For respondents : Mr.V.M.R.Rajentren
1 & 2 Additional Public Prosecutor

For 3rd respondent : Mr.C.Munusamy

ORDER

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

The petitioner is the mother of one Mr.V.Balachandar, S/o Vijayaragavan, aged about 37 years. The third respondent is the wife of Mr.V.Balachandar. There appears to be some matrimonial dispute between the third respondent and the detenu.

In this regard, on a complaint given by the petitioner on 01.06.2016, a case was registered in Crime No.231 of 2016 and the same is under investigation. Since the detenu has not been secured, the petitioner has come up with this Habeas Corpus Petition.

2. We have heard the learned counsel for the petitioner, learned Additional Public Prosecutor for the State and the learned counsel appearing for the third respondent.

3. From the narration of the facts, we are convinced, that there is no illegal detention. It is the case of the detenu going out due to some dispute between him and his wife. At any rate, investigation is in progress. Therefore, we are unable to grant any relief sought for the petitioner. Hence, the Habeas Corpus Petition is dismissed. However, we direct the respondent police to expedite the investigation.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

sr/jer

To

1. The Superintendent of Police,
Superintendent of Police Office,
Thiruvarur District.
2. The Inspector of Police,
Thiruvarur Taluk Police Station,
Thiruvarur District.
3. The Public Prosecutor,
High Court, Chennai.

+1cc to Mr.C.Munusamy, Advocate, S.R.No.19170

H.C.P.No.2296 of 2016

SJ(CO)
CA(12/04/2017)