

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.03.2017

CORAM

THE HON'BLE MR.JUSTICE S.NAGAMUTHU

and

THE HON'BLE DR.JUSTICE ANITA SUMANTH

H.C.P.No.2370 of 2016

Chinnammal Petitioner

Vs

1.The Commissioner of Police,
Vepery, Chennai - 07.

2.Inspector of Police
S-10, Pallikaranai Police Station,
Velachery Main Road,
Pallikaranai, Chennai-100.

3.Mrs. Raji Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, praying to issue a WRIT OF HABEAS CORPUS or any other writ order or direction in the nature of a writ directing the respondents to produce the body of the detenu Mr.K.Lakshmanan, son of Late Kannappan aged 43 years , before this Court and set him at liberty.

For Petitioner : Mr.P.Arularasu

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

For 3rd Respondent : Mr.S.Senthilvel

ORDER

[Order of the Court was made by S.NAGAMUTHU.J]

The petitioner is the mother of one Mr.K.Lakshmanan, aged about 43 years. According to the petitioner, Mr.K.Lakshmanan, has been found missing from 09.07.2016 onwards. In this regard,

a complaint has been made by the third respondent who is the wife of detenu and on the basis of the same, a case has also been registered by the respondent. But, so far, the detenu has not been secured, is the grievance of the petitioner.

2.Today, when the matter was taken for hearing, there was no representation for the petitioner. Neither the petitioner has made appearance.

3.The learned Additional Public Prosecutor, submitted that the detenu was mentally deranged person and he has gone elsewhere. The matter is under investigation.

4.From the narration of facts, it is clear that there is no illegal confinement. It is a case of mentally deranged person, leaving the house. The matter is under investigation. Therefore, no relief could be granted to the petitioner.

5.In the result, the Habeas Corpus Petition is dismissed however, with a direction to the respondent Police to expedite the investigation.

-s/d-

Assistant Registrar (CS-VIII)

True Copy

Sub-Assistant Registrar

jbm/jer

To

1.The Commissioner of Police,
Vepery, Chennai - 600 007.

2.The Inspector of Police
S-10, Pallikaranai Police Station,
Velachery Main Road,
Pallikaranai, Chennai-100.

3.The Public Prosecutor,
High Court, Madras.

AK(co)
CB(07-04-2017)

H.C.P.No.2370/2016