

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.03.2017

CORAM

THE HONOURABLE MR. JUSTICE S.MANIKUMAR
and
THE HONOURABLE MR. JUSTICE M.GOVINDARAJ

H.C.P. No.2591 of 2016

Thaiyanayagi

.. Petitioner /mother of
Detenue

Vs.

1.The Superintendent of Police
Superintendent of Police Office
Ariyalur District

2.The Inspector of Police
Keelapalur Police Station
Keelapalur
Ariyalur District

.. Respondents

Petition under Article 226 of the Constitution of India,
praying for issuance of Writ of Habeas Corpus directing the 1st
and 2nd respondent to produce the person or body of the detenue
namely Kalaivani D/o.Somasundaram aged 18 years before this
Hon'ble Court and set her at liberty.

For Petitioner :: Ms.V.Jeyarani

For Respondents :: Mr.V.M.R.Rajentren,
Addl. Public Prosecutor

O R D E R

(Made by S.MANIKUMAR, J.)

Mother has sought for writ of habeas corpus, to produce her
daughter Kalaivani, aged about 18 years.

2. Material on record discloses that, earlier, father of the
detenue, namely, Somasundaram, has filed H.C.P.(MD) No.175/2016
for the very same prayer, wherein, one Mr.Ramesh, has been
impleaded, as respondent No.3. In the said HCP, after enquiry
with the detenue, a Hon'ble Division Bench of this court, vide

order dated 01.06.2016, closed the Habeas Corpus Petition, stating that the detainee was major by then.

3. Though the said respondent has not been arrayed as a party in the present H.C.P.No.2591/2016, on enquiry with the alleged detainee, we could deduce that status quo ante as on 01.06.2016 continues. She further added that she wants to be set free and not inclined to go with her mother/writ petitioner. As illegal detention is denied, question of issuing, writ of habeas corpus, does not arise.

Accordingly, the Habeas Corpus Petition is dismissed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

asr

To

1. The Superintendent of Police
Superintendent of Police Office
Ariyalur District
2. The Inspector of Police
Keelapalur Police Station
Keelapalur
Ariyalur District
3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.Jayarani, Advocate, S.R.No.14126

GJII(CO)
RS(14/03/2017)

WEB COPY

HCP.No.2591 of 2016