



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.09.2017

CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH
and
THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

H.C.P. (MD) No.1236 of 2017

K.Sangeetha ... Petitioner

-vs-

1. The Superintendent of Police,
Pudukkottai District.

2. The Inspector of Police,
AWPS, Pudukkottai District.

3.K.Algiri ... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, against the respondents to produce the body or person of Daughter and son, S.Santhiya, D/o.Late Swarnalingam@Sasikumar, 9 years old and S.Swarnamoorthy, S/o.Late Swarnalingam@Sasikumar, 7 years old, before this Court and set them at liberty.

For Petitioner : M/s.A.Senthilkumar

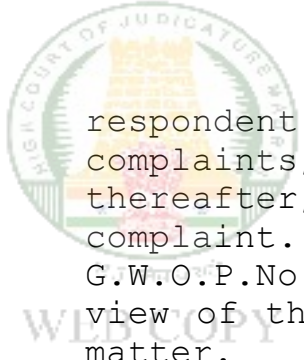
For R1 & R2 : Mr.T.Mohan,
Addl. Public Prosecutor

For R3 : Mr.D.Ramesh Kumar

O R D E R

[Order of the Court was made by M.M.SUNDRESH, J.]

The Petitioner being the mother, seeks custody of the minor children under the care and custody of third respondent, who is none other than the father-in-law. It appears that the petitioner has come to this Court after the third complaint. She appears to have left the matrimonial home, after her husband met with an accident and became bed-ridden. The children who are studying in the school are under the care and custody of the third



respondent. It is also seen that pursuant to the previous complaints, the children were brought to the Police Station and thereafter, the complaints were closed, except the last complaint. The third respondent has also filed a Guardian O.P in G.W.O.P.No.52 of 2017, which is pending consideration. In such view of the matter, we do not find any illegal detention in this matter.

2.The learned counsel for the Petitioner would submit that the Petitioner may be permitted to see the children, for which, the learned counsel for the third respondent states that there is no objection for her to see the children, as and when she desires to do so. The said statement is recorded.

3.Accordingly, this Habeas Corpus Petition stands dismissed.

Sd/-

Assistant Registrar(Crl side)

/True copy/

Sub Assistant Registrar

To:

1. The Superintendent of Police,
Pudukkottai District.
2. The Inspector of Police,
AWPS, Pudukkottai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 cc to Mr.D.Ramesh Kumar , Advocate in SR.No. 78417
+1 cc to Mr.A.Senthil Kumar , Advocate in SR.No. 78438

vsn

AE/MR KKR/SAR2/25.09.2017/2P/6C

H.C.P. (MD) No.1236 of 2017
12.09.2017