



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.02.2017

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE R.SUBBIAH

AND

THE HONOURABLE MRS.JUSTICE J.NISHA BANU

HABEAS CORPUS PETITION(MD).No.154 of 2017

Gomathi

: Petitioner

Vs.

1. The Superintendent of Police,
O/o. Superintendent of Police,
Virudhunagar District.

2. The Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar District.

: Respondents

Petition is filed under Article 226 of the Constitution of India to issue a Writ of Habeas Corpus directing the Respondents to produce the body or person of Petitioners daughter Kanagasigamani D/o.Thirumalaikumar, aged about 17 years before this Court and hand over the custody to the Petitioner.

For Petitioner : Mr.R.Venkatesan

For Respondents : Mr.C.Ramesh

Additional Public Prosecutor

O R D E R

Heard the learned counsel appearing for the petitioner as well as the learned Additional Public Prosecutor appearing for the respondents.

2. This Habeas Corpus Petition has been filed by the petitioner herein under article 226 of the Constitution of India seeking an order directing the respondents to produce the petitioner's daughter Kanagasigamani D/o.Thirumalaikumar, aged about 17 years and set her at liberty.

3.The petitioner is the mother of the detainee viz., Kanagasigamani aged about 17 years and the detainee is studying first year Diploma in Civil Engineering at Ramco Polytechnic, Rajapalayam. The petitioner was working as a tailor in a private ready made garment shop. On 28.01.2017, she left for job and when she returned home, she found that her daughter was missing. Hence,



she lodged a complaint on 29.01.2017 before the second respondent police. Since no action was taken by the second respondent, the petitioner has filed the present Habeas Corpus Petition.

4. Today, when the matter is taken up for hearing, the detainee was produced before this Court and on enquiry, she said that as she is not interested in her studies, she left the house and stayed at his relative's house and now, she has expressed her willingness to go along with the petitioner.

5. In view of the submission made by the detainee, we are of the view that nothing could be adjudicated in the Habeas Corpus Petition and accordingly, the same is closed.

Sd/-

Assistant Registrar (CS-I)

/TRUE COPY/

Sub Assistant Registrar

To

1. The Superintendent of Police,
O/o. Superintendent of Police,
Virudhunagar District.

2. The Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar District.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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MKV-BS-/21.2.2017/2p-4c

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