



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.12.2017

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBBIAH

AND

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA

H.C.P.[MD].No.1768 of 2017

V.Samayamuthu

: Petitioner

Vs.

1.The Superintendent of Police,
Ramanathapuram District,
Ramanathapuram.

2.The Inspector of Police,
Dhanuskodi Police Station,
Rameswaram, Ramanathapuram,
Crime No.80 of 2017.

3.Briskli Deva

: Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India to issue a Writ of Habeas Corpus, directing the respondents to produce the petitioner's daughter, namely, Yamuna, D/o.Samayamuthu, aged about 18 years, before this Court and set her at liberty.

For Petitioner : Mr.D.Balamurugapandi
For Respondents 1&2 : Mr.C.Ramesh
Additional Public Prosecutor
For Respondent No.3 : Mr.G.Bagavatsingh

O R D E R

[Order of the Court was made by R.SUBBIAH, J.]

The present Habeas Corpus Petition has been filed by the father of the detenu, seeking a Writ of Habeas Corpus, directing the respondents to produce the person or body of the detenu, namely, D/o.Samayamuthu, aged about 18 years, before this Court and set her at liberty.

2. According to the petitioner, his daughter, the detenu herein, was missing from 13.11.2017, onwards. In this regard, the petitioner made a complaint before the second respondent police on 14.11.2017. On receipt of the said complaint, the second respondent police registered a case in Crime No.80 of 2017. Since



no effective steps were taken by the second respondent police to trace out the detenu, the petitioner has come up with the present Habeas Corpus Petition.

3. Today, when the Habeas Corpus Petition was taken up for consideration, a status report was filed by the second respondent police, in which it has been stated that during investigation, it came to know that the detenu fell in love with the third respondent herein and they got married in a temple and the marriage was also registered before the Registrar of Marriage, Chennai. In this regard, a copy of the Marriage Certificate dated 23.11.2017 has also been produced by the learned Additional Public Prosecutor.

4. In view of the above, since the detenu is not in illegal custody, in our considered view, nothing survives for adjudication in the Habeas Corpus Petition. Hence, the Habeas Corpus Petition is closed.

Sd/-

Assistant Registrar(AE)

/True Copy/

Sub Assistant Registrar

To

1.The Superintendent of Police,
Ramanathapuram District,
Ramanathapuram.

2.The Inspector of Police,
Dhanuskodi Police Station,
Rameswaram, Ramanathapuram,

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

+1cc to M/S.D.Balamurugapandi, Advocate SR.No. 94522

ORDER MADE IN
H.C.P.[MD].No.1768 of 2017
22.12.2017

nb

JM/KK/SAR 1/10.01.2018/2P/5C