



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.03.2017

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBBIAH  
AND

THE HONOURABLE MR.JUSTICE M.S.RAMESH  
H.C.P.[MD].No.220 of 2017

Veeravadiivukarasi : Petitioner  
Vs.

1. The Superintendent of Police,  
Pudukkottai District,Pudukkottai.
2. The Inspector of Police,  
Udaiyalipatti Police Station,  
Udaiyalipatti,Pudukkottai District.
3. The Inspector of Police,  
All Women Police Station,  
Keeranur, Pudukkottai District.

- 4.Karthi
- 5.Murugesan
- 6.Chellammal
- 7.Mariappan

: Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India to issue a Writ of Habeas Corpus, directing the respondents 2 and 3 to produce the body or person of the detainee namely Minor Veerasuvathi, daughter of Veeravadiivukarasi, aged about 16 years, before this Court and hand over the custody of minor daughter to the petitioner.

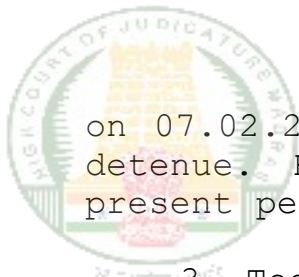
For Petitioner : Mr.D.Senthil  
For Respondents 1to3 : Mr.K.S.Duraipandian  
Additional Public Prosecutor

O R D E R

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

Seeking production of the detainee-Veerasuvathi, aged about 16 years, the petitioner, who is the mother of the detainee, has filed the present Habeas Corpus Petition.

2. In the affidavit filed in support of the petition, it is averred that on 04.02.2017, the detainee went to School for special class and after completing the class hours, she returned to home and at that time, the respondents 4 to 7 herein, with an intention to kidnap the detainee to the fourth respondent, kidnapped her. Since the whereabouts of the detainee was not known, the father of the petitioner has lodged a complaint before the third respondent



on 07.02.2017. However, no action was taken so far to secure the detinue. Hence, the petitioner is before this Court with the present petition.

3. Today, when the matter was taken up for consideration, the detinue was produced before us. When we enquired the detinue, she had stated that she is along with her father only and there is some dispute between her father and mother. Further, she expressed her willingness to go along with her father.

4. At this juncture, the learned counsel for the petitioner submitted that the detinue is a minor and as the detinue was kidnapped, the father of the petitioner has lodged a complaint with the respondent police on 07.02.2017.

5. In view of the above said submission made by the learned counsel for the petitioner, this Court directs respondent police concerned to enquire into the complaint and if any cognizable offence is made out, proceed further in accordance with law.

6. In view of the submission made by the detinue, since there is no illegal detention, the Habeas Corpus Petition is closed leaving the custody of the detinue to her father.

Sd/-

Assistant Registrar(CS-II)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,  
Pudukkottai District, Pudukkottai.
  2. The Inspector of Police,  
Udaiyalipatti Police Station,  
Udaiyalipatti, Pudukkottai District.
  3. The Inspector of Police,  
All Women Police Station,  
Keeranur, Pudukkottai District.
  4. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.
- +1cc to M/S.D.SENTHIL, Advocate SR.No.12056

Order made in  
H.C.P.[MD].No.220 of 2017