



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.07.2017

CORAM

THE HON'BLE MR.JUSTICE M.M.SUNDRESH

AND

THE HON'BLE MR.JUSTICE N.SATHISH KUMAR

H.C.P(MD)No.504 of 2017

Panchavarnam

... Petitioner

-vs-

1.The Superintendent of Police,
Ramanathapuram District.

2.The Inspector of Police,
Kenikarai Police Station,
Ramanathapuram District.

... Respondents

Prayer: This Habeas Corpus Petition is filed under Article 226 of the Constitution of India, praying for the issue of a Writ of Habeas Corpus, directing the respondents to produce either the detenu or his corpus namely Packiyam, petitioner's husband, male, aged about 64 years before this Court and set him at liberty forthwith.

For Petitioner

: Mr.A.Uthayakumar

For Respondents

: Mr.C.Ramesh

Additional Public Prosecutor

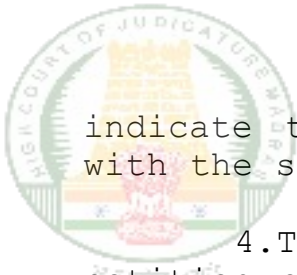
O R D E R

(Order of the Court was made by M.M.SUNDRESH, J)

The petitioner is the wife of the detenu. She seeks production of her husband before this Court and set him at liberty.

2.It appears that the complaint has been given after three years from the date of alleged missing of the detenu. The learned Additional Public Prosecutor submitted that the detenu was in the habit of drinking. The preliminary investigation would reveal that he went on his own and thereafter, not found.

3.This Court passed an order on 06.04.2017, directing the petitioner to furnish all the service particulars of her husband, including the pension pay order number, which might throw some light on the whereabouts of the detenu, especially if he has continues to receive the pension amount which would *prima facie*



indicate that he is alive. But the petitioner has not complied with the said direction till now.

4. Therefore, we are not inclined to keep this habeas corpus petition pending any longer. However, we direct the petitioner to comply the order passed on 06.04.2017. On such compliance, the respondents are directed to proceed further in the case.

5. With the above directions, this Habeas Corpus Petition is closed.

Sd /-

ASSISTANT REGISTRAR (PROTOCOL)

/TRUE COPY/

SUB ASSISTANT REGISTRAR

To:

1. The Superintendent of Police,
Ramanathapuram District.
2. The Inspector of Police,
Kenikarai Police Station,
Ramanathapuram District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

MRN

MAS/SV/SAR2:13.07.2017:2P-4C

H.C.P (MD) No.504 of 2017
04.07.2017