

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 02.08.2017

CORAM

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH**AND****THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR****W.A. (MD) No.1016 of 2017**

M.Saki

... Appellant

Vs.

1. The Government of Tamil Nadu,
represented by its Chief Secretary,
Secretariat, Chennai.

2. The Director General of Police,
Santhome, Chennai.

3. The District Collector,
Kanyakumari District,
Nagercoil.

4. The Superintendent of Police,
Kanyakumari District,
Nagercoil.

5. The Inspector,
Special Branch,
Superintendent of Police Office,
Nagercoil,
Kanyakumari District.

....Respondents/Respondents

PRAYER: Writ Appeal is filed under Clause 15 of Letters Patent, praying to set aside the order dated 27.06.2017 passed in W.P. (MD) No.11789 of 2017 on the file of this Court.

Prayer in WP(MD). 11789/ 2017 :

Writ Petition is filed under Article 226 of the Constitution of India, praying for the issuance of a writ of Mandamus directing the respondents to ensure the safety and of the life of the petitioners husband, namely Mr.Suyambulingam, from the hands of the police personals based on the petitioners representation dated 20.01.2017.

For Appellant : Mr.Ananth C.Rajesh

For Respondents : Mr.VR.Shanmuganathan

Spl.Govt. Pleader

**JUDGMENT**

[Judgment of the Court was delivered by **M.M.SUNDRESH, J.**]

By consent, the writ appeal itself is taken up for final disposal.

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2. Heard Mr. Ananth C. Rajesh, learned counsel appearing for the petitioner and Mr. VR. Shanmuganathan, learned Special Government Pleader appearing for the respondents.

3. We do not find any error in the order passed by the learned Single Judge as there is a Non-Bailable Warrant pending in Cr.No.158 of 2013 meaning thereby the respondents are in search of the husband of the petitioner. In such view of the matter, there is a specific direction as rightly held by the learned Single Judge, however, the respondents 4 & 5 are directed to take appropriate steps to execute the Non-Bailable Warrant.

4. In view of the above, the writ appeal is dismissed. No costs.

Sd/-

Assistant Registrar (P & A)

/True Copy/

Sub Assistant Registrar

To

1. The Chief Secretary,
Government of Tamil Nadu,
Secretariat, Chennai.
2. The Director General of Police,
Santhome, Chennai.
3. The District Collector,
Kanyakumari District,
Nagercoil.
4. The Superintendent of Police,
Kanyakumari District,
Nagercoil.
5. The Inspector,
Special Branch,
Superintendent of Police Office,
Nagercoil,
Kanyakumari District.

+1cc to M/S. ANANTH C. RAJESH, Advocate, SR.No.69529.

+1cc to Special Government Pleader, SR.No.70619.

W.A. (MD) No.1016 of 2017

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