



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:16.03.2017

CORAM:

THE HONOURABLE MR.JUSTICE T.SIVAGNANAM

AND

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

H.C.P.[MD].No.1523 of 2016

M.Russel Kumar

: Petitioner

Vs.

1.The Superintendent of Police,
Kanyakumari District at Nagercoil.

2.The State,
Rep by Inspector of Police,
Marthandam Police Station,
Kanyakumari District.

: 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 person or body of the detenu, R.Shine, W/o.Russelkumar, aged about 22 years, before this Court and set her at liberty.

For Petitioner : Mr.S.C.Herold Singh

For Respondents : Mr.T.Mohan
Additional Public Prosecutor

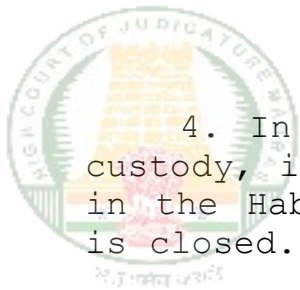
O R D E R

[Order of the Court was made by **T.S.SIVAGNANAM, J.**]

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

2. The present Habeas Corpus Petition has been filed seeking a Writ of Habeas Corpus, directing the respondents to produce the person or body of the detenu, R.Shine, W/o.Russelkumar, aged about 22 years, before this Court and set her at liberty.

3. The learned Additional Public Prosecutor, on instructions from the second respondent police, reports that the wife of the petitioner had eloped with a person and she has also taken Ration Card and Voter Identity Card from the matrimonial home.



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.

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Sd/-

Assistant Registrar()

Sub Assistant Registrar

To

1.The Superintendent of Police,
Kanyakumari District at Nagercoil.

2.The Inspector of Police,
Marthandam Police Station,
Kanyakumari District.

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

+1cc to M/S.S.C.Herold Singh, Advocate, SR.15367

ORDER MADE IN
H.C.P. [MD] .No.1523 of 2016
16.03.2017

KK-MR-27.03.2017-2p-5c