



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.04.2017

CORAM:

**THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM**

and

**THE HONOURABLE MR.JUSTICE P.VELMURUGAN**

**Habeas Corpus Petition (MD) No.1699 of 2016**

A.Selvan

... Petitioner

vs.

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

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

... Respondents

Prayer: Habeas Corpus Petition is filed under Article 226 of the Constitution of India praying for a direction to the respondents herein to produce the petitioner's father Appu @ Stephen, aged 76 years, body or person before this Court and set him at liberty.

For Petitioner : Mr.V.Nagarajan

For Respondents : Mr.C.Mayilvahana Rajendran  
Additional Public Prosecutor

**ORDER**

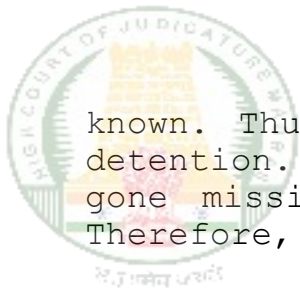
(Order of the Court was made by **T.S.SIVAGNANAM, J.**)

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

2 The petitioner has filed this Habeas Corpus Petition to secure his father. According to the petitioner, he is missing.

3. The respondent police, after registering the case, investigated the matter and found that the petitioner's father suffered with a head injury on account of falling of a branch of tree on his head. The petitioner's father was in coma stage for a long time and subsequently recovered and suffering from selective amnesia and he is under treatment.

4. Since the respondent police have done extensive investigation and has filed status report which shows that inspite of best efforts, the whereabouts of the petitioner's father are not



known. Thus we are of the view that it is not a case of illegal detention. But we are of the view that the petitioner's father has gone missing on his own volition due to his medical condition. Therefore, this Habeas Corpus Petition is closed.

Sd/-

Assistant Registrar (AS)

/True copy/

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Sub Assistant Registrar

To

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

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

+1 CC to M/s.V.NAGARAJAN, Advocate, SR No. 51877

SSL/MYR

PSM/SV/SAR4/26.04.2017/2P/4C

H.C.P. (MD) No.1699 of 2016

13.04.2017