

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.07.2018

CORAM

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice N.ANAND VENKATESH

H.C.P.No.1352 of 2018

Joseph Satheesh .. Petitioner

Vs.

- 1.The Commissioner of Police,
Vepery, Chennai - 7.
- 2.The Inspector of Police,
R6 Kumaran Nagar Police Station,
Chennai - 83. ... Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Habeas Corpus directing the second respondent herein to produce the body of the detainee Carolin Inigo, D/o.Rathinam before this Court and let her liberty to go with the petitioner.

For Petitioner : Mr.T.Ramachandran

For Respondents : Mr.R.Prathap Kumar,
Addl.Public Prosecutor

सत्यमेव जयते
ORDER

[Order of the Court was made by M.M.SUNDRESH, J.]

Seeking a direction to the second respondent to produce the body of the detainee Carolin Inigo, D/o.Rathinam before this Court and to set her at liberty to go with the petitioner, the present habeas corpus petition has been filed.

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

3.It is a case of missing person. According to the petitioner, he has married the detenue. In the complaint, it is stated that she left the house and thereafter could not be traced and an F.I.R. has also been registered in Crime No.578 of 2018.

4.We are not inclined to entertain this habeas corpus petition as it is not maintainable. From the materials available, it appears that the wife of the petitioner is missing. In such view of the matter, as held by this Court in Kalaiarasi Vs. State Rep. by Inspector of Police, Kavettipatti Police Station, Namakkal District (2018 2 MWN (Cr1.) 280, this habeas corpus petition stands dismissed.

Sd/--

Assistant Registrar (CS-VIII)

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Sub Assistant Registrar

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To

1.The Commissioner of Police,
Vepery, Chennai - 7.

2.The Inspector of Police,
R6 Kumaran Nagar Police Station,
Chennai - 83.

3.The Public Prosecutor,
High Court, Madras.

H.C.P.No.1352 of 2018

MP (CO)

ASK (07/08/2018)

सत्यमेव जयते

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