

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.02.2018

CORAM:

THE HONOURABLE MR.JUSTICE C.T.SELVAM
and
THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

H.C.P.No.343 of 2018

Yasar Afrath Gafoor

... Petitioner

-Vs-

1.The State represented by
The Inspector of Police
Kuniyamuthur Police Station
Coimbatore

2.M.Balasubramaniyan

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, directing the first respondent to produce the body of the detinue Mrs.Shanmugapriya aged 24 years detained illegally by the first respondent and set her at liberty.

For Petitioner : Mr.G.R.Deepak

For Respondent : Mr.V.M.R.Rajentran
A.P.P for R1

ORDER

[Order of the Court was made by C.T.SELVAM, J.]

Petitioner, who is the husband of detinue Shanmugapriya aged 24 years, has filed this petition seeking production of his wife.

2. The detinue has been produced before us. The parents of the detinue are also present. We have afforded them an opportunity to interact. Thereafter, the detinue informed her interest of going along with the petitioner. The petitioner as also the detinue placed a certificate issued by the Thanthai Periyar Dravid Kazhagam dated 12.02.2018 which informs that petitioner and detinue had entered upon marriage adopting Seer Thirutham form of marriage. Admittedly, the petitioner is a

Muslim while the detinue is a Hindu. The marriage certificate dated 12.02.2018 does not stand legal scrutiny and has no validity whatsoever.

With the above observation, this Habeas Corpus petition shall stand closed.

Sd/-
Assistant Registrar (CS-VI)

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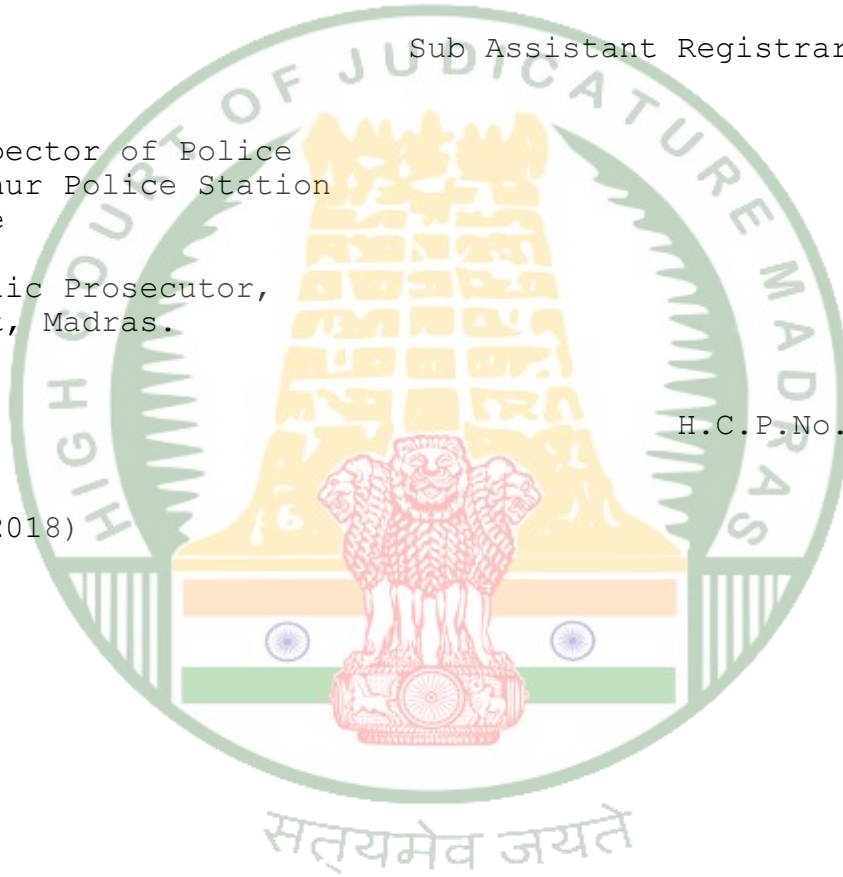
To Sub Assistant Registrar

1.The Inspector of Police
Kuniyamuthur Police Station
Coimbatore

2.The Public Prosecutor,
High Court, Madras.

H.C.P.No.343 of 2018

LRS (CO)
TR(20/03/2018)



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