IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.05.2018

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
and
THE HONOURABLE MRS.JUSTICE S.RAMATHILAGAM

H.C.P.No.2093 of 2017

Kannan .. Petitioner

vs.

1.State rep.by
The Commissioner of Police,
Veppery,
Chennai.

2.The Inspector of Police,
Valasaravakkam Police Station,
Chennai District.

.. Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Habeas Corpus, directing the respondent to produce the detenue, namely Akshaya aged about 20 years daughter of Ramesh before this Hon'ble Court and may set her at liberty.

For petitioner : M/s.K.Pradeep Raj
For Respondents: M/s.Hari Hara Arun Soma Sankar.G
Government Advocate for R1 and R2

ORDER

(Order of the Court was made by S.M.SUBRAMANIAM.,J)

The relief sought for in this Habeas Corpus petition is for a direction to direct the respondents to produce the detenue, namely Akshaya, aged about 20 years, daughter of Ramesh before this Court and to set her at liberty.

2.The learned Government Advocate appearing on behalf of the respondents produced the statement recorded by the respondent Police. The petitioner has submitted a statement on 14.11.2017, stating that the detenue Ms.Akshaya was produced before the petitioner and further, it was admitted that the petitioner and the detenue Ms.Akshaya got married on 22.06.2017 at Sriram

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Ganesh Mall, Hasthinapuram, Chennai - 600 064. However, the petitioner is not willing to take the detenue along with him on account of the fact that he has to go to Hydrabad, Mumbai, Goa for employment. The detenue Ms.Akshaya also given a statement before the respondent Police on the same day on 14.11.2017, stating that she is interested for reunion with the petitioner. However, the petitioner is not willing to take back the detenue Ms.Akshaya and accordingly, the respondent Police released both the petitioner as well as the detenue.

3. We are of the considered opinion that if there is any misunderstanding or otherwise between the petitioner and the detenue, it is for them to sought out the issue before the competent Court of Law. In respect of the present Habeas Corpus Petition, the detenue had already been produced before the petitioner and both the petitioner as well as the detenue had given statement before the Police officer.

4. This being the factum of the case, no further adjudication needs to be entertained in respect of the grounds raised in this Habeas Corpus Petition. Accordingly, this Habeas Corpus Petition is closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

kak/vsm

To

1.The Commissioner of Police,
Veppery,
Chennai.

2.The Inspector of Police,
Valasaravakkam Police Station,
Chennai District.

3.The Public Prosecutor
High Court, Madras.

H.C.P.No.2093 of 2017

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