

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.03.2018

CORAM:

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

HCP.No.452 of 2018

D.M.Nagarajan

... Petitioner

-Vs-

1.The State rep. By
The Inspector of Police,
M-5, Vadavalli Police Station,
Marudhamalai Main Road,
Vadavalli, Coimbatore.

2.The Commissioner of Police,
Office of the Commissioner,
Huzur Road, Coimbatore-18.

3.V.Jeya

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, directing the 1st and 2nd respondents to cause the production of the body of the detenu viz., Mageshwaran, S/o.D.M.Nagarajan, aged about 7 years old, from the illegal custody of the 3rd respondent and produce before this Honourable Court and handover custody to the petitioner.

For Petitioner : Mr.Udaya P.S.Menon

For Respondents: Ms.R.Prabhavathi

Additional Public Prosecutor (RR1 & 2)

ORDER

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

Petitioner, who is the father of the detenu viz., Mageshwaran, aged 7 years, seeks production of his son.

2. Heard learned counsel for petitioner and learned Additional Public Prosecutor for respondents 1 and 2.

3. Today, the parties, who are the husband and wife, are before us, along with their child. Both husband and wife are unable to see eye-to-eye and only make allegations against each of them.

4. In the circumstance, this Court, recording the position that the third respondent/wife will not stand in the way of the petitioner communicating/conversing with their minor child over Skype or other electronic mode of face to face communication, would close this Habeas Corpus Petition.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

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To:

- 1.The Inspector of Police,
M-5, Vadavalli Police Station,
Marudhamalai Main Road,
Vadavalli, Coimbatore.
- 2.The Commissioner of Police,
Office of the Commissioner,
Huzur Road, Coimbatore-18.
- 3.The Public Prosecutor
High Court, Madras.

+2cc to Mr.V.Vijaya Kumar, Advocate, S.R.No.23496

HCP. No.452 of 2018

RJ(CO)
GSP(29/06/2018)

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