

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.10.2018

CORAM

THE HONOURABLE MR.JUSTICE C.T.SELVAM
and
THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

H.C.P.No.2328 of 2018

Manikandan
S/o.Thangavel

... Petitioner

vs.

1.The Superintendent of Police,
Thiruvannamalai District.

2.The Inspector of Police,
Veraiyur Police Station,
Thiruvannamalai District.
Crime No.535 of 2018

3.The Chairperson,
Child Welfare Committee,
Perumbakkam Main Road,
Thiruvannamalai,
Thiruvannamalai District.

4.The Chairperson,
Government Home for Children,
Perumbakkam Road,
Near Aanaipiranthan Village,
Thiruvannamalai,
Thiruvannamalai District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Habeas Corpus calling for records in Crime No.535 of 2018 dated 17.09.2018 on the file of second respondent and direct the respondents herein to produce the petitioner's wife, Bharathi F/A 18 ½ years, D/o.Selvam, who is in the custody of fourth respondent herein and set her at liberty.

For Petitioner : Mr.S.Silambu Selvan

For Respondents: Mr.M.Mohamed Riyaz

Additional Public Prosecutor

O R D E R

[Order of the Court was made by C.T.SELVAM, J]
Petitioner has filed this petition seeking a direction to respondents to produce the detinue viz., Bharathi, aged about 18½ years, before this Court and set her at liberty.

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

3. Detinue is produced. As the Birth Certificate of detinue informs her Date of Birth as 17.02.2001, she has been informed that she can either return to the custody of her parents or that if she chooses not to return to the custody of her parents, she would be placed in the custody of fourth respondent. Detinue chooses to be in the custody of fourth respondent and is permitted to be in such custody. Connected proceedings are pending in C.M.P.No.5908 of 2018 on the file of learned Judicial Magistrate I, Thiruvannamalai.

In the aforesaid position, the Habeas Corpus Petition shall stand closed.

Sd/-

Assistant Registrar (CS iv)

//True Copy//

Sub Assistant Registrar

gm

To

- 1.The Superintendent of Police,
Thiruvannamalai District.
- 2.The Inspector of Police,
Veraiyur Police Station,
Thiruvannamalai District.
- 3.The Chairperson,
Child Welfare Committee,
Perumbakkam Main Road,
Thiruvannamalai,
Thiruvannamalai District.
- 4.The Chairperson,
Government Home for Children,
Perumbakkam Road,
Near Aanaipiranthan Village,
Thiruvannamalai,
Thiruvannamalai District.

5.The Public Prosecutor,
High Court, Madras.

6.The Judicial Magistrate I,
Thiruvannamalai.

H.C.P.No.2328 of 2018

ASK(30/10/2018)



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