

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.11.2018

CORAM:

THE HONOURABLE MR.JUSTICE C.T.SELVAM
and
THE HONOURABLE TMT.JUSTICE S. RAMATHILAGAM

HCP. No.2378 of 2018

G.Muthukumar

... Petitioner

-Vs-

1.The Inspector of Police
M2 Madhavaram Milk Colony Police Station,
Chennai.

2.Uma Mageswari

3.Senthil Kumar

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, directing the respondents to produce the petitioner's son, namely Dinesh, aged about 8 years, S/o. Muthukumar before this Hon'ble Court and hand over to the petitioner.

For Petitioner : Mr. S.Nambirajan

For Respondent : Mr.R.Prathap Kumar
Additional Public Prosecutor -For R1
Mr.T.Arun Kumar - For R2 & R3

सत्यमेव जयते
ORDER

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

Petitioner is present so as the 2nd respondent along with petitioner's minor son aged 8 years.

2. Heard the learned counsel for petitioner and the learned counsel for respondents.

3. It is brought to the notice that the wife of the petitioner has committed suicide. Learned counsel for 2nd respondent submitted that this was since the petitioner continuously was in drunken state.

4. Without going into such submissions, we find that the son of the petitioner aged 8 is absolutely comfortable in the company of his maternal aunt the 2nd respondent. Leaving it open to the petitioner to workout his remedies before the appropriate forum.

5. The petition shall stand closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

ak/kpr

To:

1. The Inspector of Police
M2 Madhavaram Milk Colony Police Station,
Chennai.

2. The Public Prosecutor,
High Court, Madras.

+1 CC to M/s.T.Arunkumar, Advocate SR No.77001

+1 CC to M/s.S.Nambirajan, Advocate SR No.76994

HCP. No.2378 of 2018

cp(co)
ssm(19/12/18)

सत्यमेव जयते
WEB COPY