

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.11.2018

CORAM :

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN
and
THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

H.C.P.No.2621 of 2018

I.Mubeen

.. Petitioner

-vs-

1.The State of Tamil Nadu,
Rep. by the Home Secretary,
Fort St. George,
Chennai 600 009.

2.The Inspector of Police,
S-1 Police Station,
St. Thomas Mount,
Chennai.

... Respondents

Habeas Corpus Petition filed under Article 226 of the Constitution of India to issue a Writ of Habeas Corpus, directing the 1st and 2nd respondents to produce the detainee Mr.A.Imras from the illegal custody of the 2nd respondent herein and set him at liberty.

For Petitioner : Mr.P.V.Selvarajan

For Respondents : Mr.R.Prathap Kumar
Additional Public Prosecutor.

O R D E R

(Order of the Court was delivered by N.KIRUBAKARAN, J.)

The petitioner's husband Mr.A.Imras is allegedly taken by the police on 12.11.2018 and his whereabouts are not known. Therefore, the petitioner sent a complaint on 12.11.2018 to the 2nd respondent. Since no action has been taken by the police, the petitioner has come before this Court by way of this petition.

2. Heard, Mr.P.V.Selvarajan, learned counsel for the petitioner and Mr.R.Prathap Kumar, learned Additional Public Prosecutor, who takes notice on behalf of the respondents.

3. The learned Additional Public Prosecutor submits that the petitioner's husband has been arrested for the offences under Sections 392 IPC, 120(B), 395 r/w 34 IPC and Crime No.1821/18, regarding robbery of Rs.1,00,00,000/- has been registered against him. He was arrested on 14.11.2018 and remanded to judicial custody.

4. In view of the arrest and remand of the petitioner's husband to judicial custody, the question of the petitioner's husband being in illegal custody does not arise. Hence this petition is dismissed. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

1.The Home Secretary,
The State of Tamil Nadu,
Fort St. George,
Chennai 600 009.

2.The Inspector of Police,
S-1 Police Station,
St. Thomas Mount,
Chennai.

3.The Public Prosecutor,
High Court, Madras.

+2cc to Mr.P.V.Selvarajan, Advocate sr.78273

H.C.P.No.2621 of 2018

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srg 10/12/2018