



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:12.03.2018

CORAM:

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**THE HONOURABLE DR. JUSTICE S.VIMALA
AND
THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI**

H.C.P. (MD) No.142 of 2018

P.Gopi : Petitioner

Vs

1. The Superintendent of Police,
Ramanathapuram,
Ramanathapuram District.

2. The Inspector of Police,
Thoondi Police Station,
Ramanathapuram District.

3. Jeyasheelan

4. Powlraj

5. Angel Marry

: Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus, directing the second respondent to produce the body or person of the petitioner's daughter namely Ninar Selvi, D/o.Gopi, aged about 22 years, before this Court and set her at liberty.

For Petitioner : Mr.M.Subash babu

For R-1 and R-2 : Mr.K.Dinesh Babu

Additional Public Prosecutor

ORDER

[Order of the Court was made by S.VIMALA, J.]

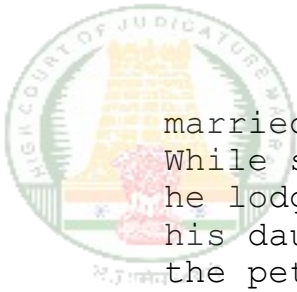
This Habeas Corpus Petition has been filed by the father of the detenu seeking direction to the second respondent to produce his daughter namely Ninar Selvi, D/o.Gopi, aged about 22 years, before this Court and set her at liberty.

2.We have heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondents. We have also perused the records carefully.

<https://hcservices.ecourts.gov.in/hcservices/>

3.On 08.03.2018, this Court has passed the following order:-

"According to the petitioner, his daughter had already



married one Poovendran and the same was duly registered. While so, his daughter found missing from 25.01.2018. Hence, he lodged a complaint with the first respondent for securing his daughter. However, since no effective steps were taken, the petitioner is before this Court.

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2. When the matter was taken up for hearing on 26.02.2018, the detenu had stated that she had eloped with the third respondent and wanted to remain with him. Since the detenu is a married woman, this Court directed the respondents police to confine the detenu in a home.

3. Today, the detenu is produced by the respondent police from the home. On enquiry, the detenu would state that her husband viz., Poovendran had already married somebody else and therefore, she wanted to live with the third respondent only.

4. To ascertain whether the detenu's husband had married anybody else, this matter is adjourned to 12.03.2018. Till then, the detenu shall be kept in the very same home."

3. Today, when the matter is taken up for hearing, the learned counsel appearing for the petitioner would submit that the detenu's husband Poovendran did not marry anybody and that detenu would express her willingness to go along with her parents and husband Poovendran. The parents of the detenu would also state that they anticipate some problem on account of the conduct of the respondents 3 to 5.

4. Recording the statements of the detenu and the parents of the detenu, the Habeas Corpus Petition is closed and as the detenu is a major, she is set at liberty. Since the petitioner is having apprehension of problem from the side of the respondents 3 to 5, the police shall ensure protection to the family of the petitioner.

Sd/-

Assistant Registrar (Crl.side)

/True Copy/

Sub Assistant Registrar

To

1. The Superintendent of Police,
Ramanathapuram,
Ramanathapuram District.



2. The Inspector of Police,
Thoondi Police Station,
Ramanathapuram District.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

RJ2

TE/KKR/SAR-1 : 22/03/2018 : 3P/4C

H.C.P. (MD) No.142 of 2018
12.03.2018