



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.01.2018

CORAM:

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

H.C.P.(MD)No.51 of 2018

B.Palanichamy : Petitioner

Vs

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

2.The Inspector of Police,
Mallankinaru Police Station,
Kariapatti Taluk,
Virudhunagar District.

3.The Inspector of Police,
All Women Police Station,
Aruppukkottai,
Virudhunagar District.

4.Dinesh

5.Radha : Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus directing the respondents herein to produce the petitioner's wife D.Priyadharshini, D/o.Dinesh, aged 22 years in person or body before this Court and set her at liberty forthwith.

For Petitioner : Mr.K.Prabhu

For R1 to R3 : Mr.C.Ramesh
Additional Public Prosecutor

ORDER

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

The petitioner has filed this petition on the premise that the detainee is in the illegal custody of the third and fourth respondents.



2.Today, when the Habeas Corpus Petition was taken up for consideration, the detenu Priyadharshini is present before this Court along with her mother and one Manikandan. On enquiry, the detenu submitted that she married the said Manikandan.

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3.The petitioner Palanichamy is also present. He wanted a liberty to talk to the detenu Priyadharsini, but the detenu was not inclined to talk to him. Therefore, this Court has enquired the detenu in the absence of both sides. She made it clear that she wanted to be with the mother only and that she is not in illegal custody. Under such circumstances, the detenu is set at liberty to chose her own way to live. It is stated that a cell phone and four grams of gold is in the custody of the detenu, which they have undertaken to hand it over to the Police and that the petitioner has undertaken to get it back from the Police.

4.Recording the statement of the detenu, the Habeas Corpus Petition is closed and as the detenu is a major, she is set at liberty.

Sd/-

Assistant Registrar(Crl.Side)

/True Copy/

Sub-Assistant Registrar

To

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

2.The Inspector of Police,
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Kariapatti Taluk,
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3.The Inspector of Police,
All Women Police Station,
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+One cc to Mr.K.Prabhu, Advocate, SR.No.43200

rj2

RL/5C/2P/SKN/RSK/SAR1/1/2/2018

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

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