



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 03.05.2018

CORAM :

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

And

THE HONOURABLE MR.JUSTICE A.M.BASHEER AHAMED

H.C.P. (MD) No.644 of 2018

Alamelu Mangai

... Petitioner

vs.

1.The Commissioner of Police,
Trichy, Trichy District.

2.The Inspector of Police,
All Women Police Station,
Contonment, Trichy.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Habeas Corpus, directing the respondents 1 and 2 to produce the person or body of the minor detainee namely, Sharwin Kiruthik, son of Janarthanan, aged about 9 years and Aswin, son of Janarthanan, aged about 7 years, sons of the petitioner before this Court, who are illegally detained.

For Petitioner : M/s.A.Banumathy

For Respondents : Mr.S.Chandrasekar, APP

ORDER

(Order of the Court was made by S.S.SUNDAR, J.)

This Habeas Corpus petition has been filed, directing the respondents 1 and 2 to produce the person or body of the minor detainee namely, Sharwin Kiruthik, aged about 9 years and Aswin, aged about 7 years, before this Court, who are illegally detained.

2.It is seen that the petitioner has admitted the fact that the minor children were living with her husband and that after her husband is death on 13.04.2018, the children are with the in-laws of the petitioner.

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

3.This Court do not see any merit in this Habeas Corpus petition, as the children are not in illegal detention.



Accordingly, this Habeas Corpus petition is dismissed. However, liberty is granted to the petitioner to work out her remedy under Guardians and Wards Act, 1890.

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Sd/-

Assistant Registrar (Writs)

Sub Assistant Registrar

To

1. The Commissioner of Police,
Trichy, Trichy District.
2. The Inspector of Police,
All Women Police Station,
Contonment, Trichy.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Order made in
HCP. (MD) No. 644 of 2018
03.05.2018

mpk/nbj

JM/SV MMS/SAR 1/10.05.2018/2P/4C