

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.09.2019

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice RMR. TEEKA RAMAN

H.C.P.No.1782 of 2018

Jayashanker

.. Petitioner

Vs

1. The Superintendent of Police,
Krishnagiri,
Krishnagiri District

2. The Inspector of Police,
All Women Police Station,
Krishnagiri,
Krishnagiri District

3. Murthy

... Respondent

Petition filed under Article 226 of the Constitution of India praying for a writ of habeas corpus, directing the respondents to produce the petitioner's niece Gowry, D/o Kaniappan, aged 16 years and hand over the custody of the detinue Gowry to the petitioner.

For Petitioner .. Mr.T. Muruganantham

For Respondents.. Mr.R. Prathap Kumar
Addl. Public Prosecutor

ORDER

(Order of the Court was made by M.M.SUNDRESH, J.)

Seeking a direction to the respondent to produce the body of the detinue namely Gowry, aged about 16 years and set her at liberty, the present habeas corpus petition has been filed by the petitioner/uncle of the detenu.

2.The learned Additional Public Prosecutor would submit that it is the fourth time of elopement of the detinue. At the time of first two times of elopement, no case has been registered and for the third time of elopement, case has been registered in Cr.No.73 of 2018 on the file of Mahila Court,

Krishnagiri. Since the third respondent, who has been arrayed as an accused did not appear before the Court, N.B.W was issued. Now, for the fourth time, the detenu has eloped with the third respondent. The efforts are on to trace the detenu.

3. Thus, we do not find any illegal detention involved in this case. However, we direct the respondent to proceed with the investigation. As and when, the detenu is secured, he should be produced before the concerned jurisdictional Magistrate.

4. In view of the above, the Habeas Corpus Petition stands closed.

Sd/-

Assistant Registrar (J)

//True Copy//

Sub Assistant Registrar

sr

To

1. The Superintendent of Police,
Krishnagiri,
Krishnagiri District
2. The Inspector of Police,
All Women Police Station,
Krishnagiri,
Krishnagiri District
3. The Public Prosecutor,
High Court, Madras.

सत्यमेव जयते

H.C.P.No.1782 of 2018

GN(03/10/2019)

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