

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.09.2019

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice RMT. TEEKAA RAMAN

H.C.P. No. 1852 of 2018

J.Ilaiya Raja

... Petitioner

-vs-

1.The State Rep.by
The Superintendent of Police,
Vellore District,
Vellore.

2.The Inspector of Police,
Natrampalli Police Station,
Vellore District.

3.Sathish

... Respondents

Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus directing the respondents 1 and 2 to produce the body of the petitioner's wife Nethra, aged about 22 years, before this Court and set her at liberty.

For Petitioner : Mr.E.Kannadasan

For Respondents : Mr.R.Prathap Kumar
: Addl. Public Prosecutor
for R1 & R2

ORDER

[Order of the Court was made by M.M.SUNDRESH, J.]

Seeking a direction to respondents 1 and 2 to produce the body of the petitioner's wife Nethra, aged about 21 years, before this Court and set her at liberty, the present Habeas

Corpus Petition has been filed by the husband of the detainee.

2. The petitioner gave a complaint for missing of the detainee, who is his wife. The complaint has been registered on 07.08.2018 for woman missing.

3. Learned Additional Public Prosecutor submitted that the detainee has eloped with the third respondent.

4. In such view of the matter, we do not find any illegal detention involved and the Habeas Corpus Petition stands closed. However, such a statement being prima facie in nature, the investigation shall go on and as and when the detainee is secured, she should be produced before the jurisdictional Magistrate.

Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

mmi/ssm

To

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

2. The Inspector of Police,
Natrampalli Police Station,
Vellore District.

3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.E.Kannadasan, Advocate sr.77824

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rsi(co)
nr 30/10/2019