

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.07.2019

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice M. NIRMAL KUMAR

H.C.P. No.2061 of 2018

S.Haripriya

... Petitioner

-vs-

1. The Inspector of Police
T-14, Mangadu Police Station,
Mangadu,
Chennai - 600 122.

2. P.Vengadeshwara Rao

3. P.Lakshmi

... Respondents

Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus directing the respondents to produce the body of petitioner's husband P.Chandrasekar, aged 29 years, before this Court and set him at liberty.

For Petitioner : Mr.A.Venkatesh Kumar

For Respondents : Mr.C.Iyyappa Raj
Addl. Public Prosecutor for R1

ORDER

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

The petitioner being the wife of detenu has come forward to file this Habeas Corpus Petition seeking a direction to the first respondent to produce the body of her husband P.Chandrasekar, aged 29 years, before this Court and set him at liberty.

2.From the status report furnished by the learned Additional Public Prosecutor, it appears that the detenu has married some other person thereafter and begotten two children. He has been moving from place to place and his whereabouts could not be traced.

3. The reason behind filing this Habeas Corpus Petition is to find out the address of the detenu as the petitioner has obtained an exparte decree for restitution of conjugal rights in H.M.O.P.No. 44 of 2017 dated 22.09.2017. Suffice it to state that we do not find any illegal detention involved in this case.

4. In view of the above, the Habeas Corpus Petition stands closed. However, we direct the first respondent to proceed with the investigation atleast to the extent of finding out the address of the detenu so that the petitioner can workout her remedy in the manner known to law. As and when the correct address of the detenu is found, the petitioner will have to be informed accordingly.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

mmi/ssm

To

1. The Inspector of Police
T-14, Mangadu Police Station,
Mangadu,
Chennai - 600 122.
2. The Public Prosecutor,
High Court, Madras.

H.C.P. No.2061 of 2018

AD(CO)
SSM(29/08/2019)

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