

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.07.2019

Coram

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

H.C.P.No.41 of 2018

R.Kaliammal

.. Petitioner

Vs

1.State rep. by
The Inspector of Police,
Nagarasampatti Police Station,
Krishnagiri District.

2.The Superintendent of Police,
Krishnagiri District,
Krishnagiri.

... Respondents

Petition filed under Article 226 of the Constitution of India praying for a writ of habeas corpus directing the first and second respondents to produce the body of the petitioner's daughter Chandra, aged about 40 years at the time of occurrence before this Court and set her at liberty.

For Petitioner .. Mr.V.R.Annagandhi

For Respondents .. Mr.C.Iyyappa Raj
Addl. Public Prosecutor
for R1 and R2

ORDER

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

Seeking a direction to the respondents to produce the body of the petitioner's daughter Chandra, aged about 40 years at the time of occurrence, before this Court and set her at liberty, the present habeas corpus petition has been filed.

2.Learned counsel for the petitioner submitted that change of vakalat has been filed and therefore there is no instruction.

3.The learned Additional Public Prosecutor appearing for the respondents, based upon the status report, submitted that the investigation is still going on. The detainee is stated to be missing from the year 2014 onwards. The investigation would reveal that the detainee is of loose morals. She is also 37 years of age at that point of time. Though we are not concerned with the character of the detainee, we are satisfied with the investigation made so far.

4.Thus, we direct the first respondent to proceed with the investigation and trace the detainee. As and when the detainee is secured, she should be produced before the concerned jurisdictional Magistrate.

5.Under those circumstances, we are not inclined to keep this habeas corpus petition pending any longer and the same stands disposed of with the abovesaid observation.

Sd/-

Assistant Registrar (CS-VI)

//True copy//

Sub Assistant Registrar

mmi/ssm

To

1.The Inspector of Police,
Nagarasampatti Police Station,
Krishnagiri District.

2.The Superintendent of Police,
Krishnagiri District,
Krishnagiri.

3.The Public Prosecutor,
High Court, Madras.

H.C.P.No.41 of 2018

PP (CO)
GMY (26/08/2019)