



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.07.2019

Coram

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

H.C.P.No.382 of 2018

S.Palanisamy .. Petitioner

Vs

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

2.The State rep. by the
Inspector of Police,
Modakkurichi Police Station,
Erode District.

3.Amanullah .. Respondents

Petition filed under Article 226 of the Constitution of India praying for a writ of habeas corpus, directing the respondents 1 to 3 to produce the body of the detainee namely Rani, Wife of Maiyilsamy, aged about 42 years and set her at liberty before this Court.

For Petitioner	..	Mr.M.Guruprasad
For Respondents	..	Mr.C.Iyyappa Raj, Addl. Public Prosecutor for R1 & R2 No appearance for R3

ORDER

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

Seeking a direction to the respondents to produce the body of the detainee namely Rani, Wife of Maiyilsamy, aged about 42 years and set her at liberty, the present habeas corpus petition has been filed.

2.The petitioner is the relative of the detainee. The detainee is stated to be a mentally imbalanced person. She was put under the custody of the third respondent, from which, she is missing.

3.The learned Additional Public Prosecutor would submit that it is the second time the detainee has left the third respondent



under whose custody she was put in. It is a fact that the detainee was suffering from mental illness. The efforts are on to trace the detenu.

4. Thus, we do not find any illegal detention involved in this case. However, we direct the respondents 1 and 2 to proceed with the investigation. As and when, the detainee is secured, they should be produced before the concerned jurisdictional Magistrate.

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

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Superintendent of Police,
Erode, Erode District.
2. The State rep. by the
Inspector of Police,
Modakkurichi Police Station,
Erode District.
3. The Public Prosecutor,
High Court, Madras.

H.C.P.No.382 of 2018

NMI (CO)
AKM/14.08.19/2P-4C/