



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.06.2019

Coram

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

H.C.P. No. 543 of 2018

Indhira

... Petitioner

-vs-

State rep by

1.The Commissioner of Police,
Office of the Commissioner of Police,
Veppery,
Chennai - 600 007.

2.The Inspector of Police,
Thiruvotriyur Police Station,
Thiruvotriyur.

... 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 and person of the petitioner's husband, the detenu by name Azhagar S/o. Marudhan aged about 57 years before this Court and set him at liberty.

For Petitioner : Mr.D.Mariojohnson

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

ORDER

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

Seeking a direction to produce the body and person of the petitioner's husband, the detenu, by name Azhagar, S/o. Marudhan, aged about 57 years, the present petition has been filed by the wife of the detenu.



2. The learned Additional Public Prosecutor, on instructions, submitted that according to the complaint, the detenu has been missing from the year 2016 onwards. The complaint itself has been given in the year 2018. The investigation made so far would reveal that there was a misunderstanding between the husband and wife, and in pursuance of which, the detenu has left the petitioner eight years back. The search is still on.

3. In view of the above, we are not inclined to keep this petition pending any longer and this Habeas Corpus Petition stands closed. However, the investigation shall go on and as and when the detenu is secured, he should be produced before the jurisdictional Magistrate.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

mmi/ssm

To:

1.The Commissioner of Police,
Office of the Commissioner of Police,
Veppery,
Chennai - 600 007.

2.The Inspector of Police,
Thiruvotriyur Police Station,
Thiruvotriyur

3.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.D.Mariojohnson, Advocate sr.54679

H.C.P. No.543 of 2018

nr 20/08/2019