

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 08..07..2019

CORAM

The Honourable Mr Justice M.M.SUNDRESH

and

The Honourable Mr Justice M.NIRMAL KUMAR

Habeas Corpus Petition No.1247 of 2019

S.Devendran

... Petitioner

-Versus-

- 1.The Superintendent of Police,
Nagapattinam District,
Nagapattinam.
- 2.The Deputy Superintendent of Police,
Mayiladuthurai,
Nagapattinam District.
- 3.The Inspector of Police,
Kuthalam Police Station,
Nagapattinam District.
- 4.Ramachandran

... Respondents

Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Habeas Corpus, directing the respondents to produce the ***Wife** of the petitioner by name Keerthana.R, aged about 20 years, who is in the illegal custody of the 4th respondent before this court and set her at liberty.

For Petitioner : Mr.C.Prabakaran

For Respondents : Mr.C.Iyyapparaj, APP for
RR1 to 3

Mr.K.V.Bhashyam Chari for
R4

ORDER

[Order of the court was made by Justice M.M.SUNDRESH]

The petitioner is the ***husband** of the detenue - Keerthana. He has come up with this petition seeking a direction to the respondents 1 to 3 for production of his ***Wife**.

2. Today, the detainee is present. She is a major. On enquiry, she has stated before us in clear terms that it is a forced marriage she never had any intention to live with the ***Petitioner**. She has further stated that she had already filed a petition for divorce.

3. In such view of the matter, we do not find any illegal custody involved and thus, petition is liable only to be dismissed. This Habeas Corpus Petition stands dismissed accordingly setting the detainee at liberty.

-s/d-

Assistant Registrar (CS-IV)

***Corrected as per order
of this Court dated 27.09.19**

Sd\-

Assistant Registrar (Insp. Cell)

True Copy

Sub-Assistant Registrar

kmk

To

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

Corrected order to be
Substituted to the order
already despatched

2. The Deputy Superintendent of Police,
Mayiladuthurai,
Nagapattinam District.

on 12.09.2019

3. The Inspector of Police,
Kuthalam Police Station,
Nagapattinam
District.

4. The Public Prosecutor, High Court, Madras.

+1 CC to Mr. C. Prabakar, Advocate sr 57504.

+2 Ccs to Mr. K. V. Bhashyam Chari, Advocate sr 56829.

H.C.P.No.1247 of 2019

VD (CO)
SP (02/08/2019)
nr 14/10/2019