

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.09.2019

CORAM:

THE HONOURABLE MR.JUSTICE M. M.SUNDRESH
AND
THE HONOURABLE MR.JUSTICE RMT.TEEKAA RAMAN

H.C.P.No.1592 of 2017

S.Ramasamy

Petitioner

Vs

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

2.The Deputy superintendent of Police,
Tiruchengode Circle,
Tiruchengode
Namakkal District.

3.The Inspector of Police,
Rural Police Station
Tiruchengode
Namakkal District.

4.N.K. Palanisamy

Respondents

Prayer: Habeas Corpus Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, directing the respondents 1 to 3 to produce the body of the detainee/petitioner's mother namely Rasayee Wife of Sellappa Gounder aged about 75 years and set her at liberty.

For Petitioner : Mr.R.Shase

For Respondents: Mr.R.Prathap Kumar
Additional Government Pleader

O R D E R

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

The petitioner is the son of the detainee. He has come up with this petition seeking a direction to respondents 1 to 3 for the production of the detainee before this court and set her at liberty.

2.The detainee is missing from the year 2017 onwards. Though there are civil disputes pending between the petitioner and the fourth respondent, the fact remains that the detainee is yet to be traced. Despite the ongoing investigation, the detainee could not be secured.

3. In such view of the matter, we are inclined to transfer the investigation from the file of the third respondent to the Inspector of Police, CBCID, Namakkal.

4. With the above said observation, this habeas corpus petition is disposed of.

Sd/-

Assistant Registrar (Insp Cell)

//True Copy//

Sub Assistant Registrar

mmi/rst

To:

- 1.The Superintendent of Police,
Namakkal District, Namakkal.
- 2.The Deputy superintendent of Police,
Tiruchengode Circle,
Tiruchengode, Namakkal District.
- 3.The Inspector of Police,
Rural Police Station
Tiruchengode
Namakkal District.
- 4.The Public Prosecutor
High Court, Madras.

Copy TO

The Inspector of Police,
CBCID, Namakkal.

+1cc to Mr.T.Muthukrishnan, Advocate, S.R.No. 80365

H.C.P.No.1592 of 2017

VG II(CO)
GN(05/11/2019)