

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 27.06.2019

CORAM

THE HON'BLE MR. JUSTICE M.M.SUNDRESH
AND
THE HON'BLE MR. JUSTICE M.NIRMAL KUMAR

H.C.P.No.2380 of 2017

S.Murugavel

..Petitioner

Vs.

1.State rep.by its
The Superintendent of Police,
Cuddalore District.

2.The State rep.by its
The Inspector of Police,
Oomangalam Police Station,
Cuddalore District.

3.Elumalai

... Respondents

Petition filed under Article 226 of the Constitution of India praying for a writ of habeas corpus, to direct the 1st and 2nd respondents to produce the body of the detenue the petitioner's wife Jayalakshmi, aged about 30 years, now under the custody of the 3rd respondent and the set the detenue at liberty.

For Petitioner .. No appearance

For R1 & R2 ... Mr.R.Prathap Kumar
Additional Public Prosecutor

ORDER

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

The petitioner is the husband of the detenue - Jayalakshmi. He has come up with this petition seeking a direction to the respondents 1 and 2 for the production of the detenue.

2. When the matter is taken up for hearing, none represented the petitioner.

3. The learned Additional Public Prosecutor submitted that it is a case of elopement of the petitioner's wife with the 3rd respondent.

4. In such view of the matter, we find that there is no illegal detention involved in this matter. Therefore, this Habeas Corpus Petition is closed, however, giving liberty to the 2nd respondent to proceed with the further investigation and if the detainee is traced, she should be produced before the jurisdictional Magistrate.

Sd/-

Assistant Registrar (CS IX)

//True Copy//

Sub Assistant Registrar

kmk/smv

To

- 1.The Superintendent of Police,
Cuddalore District.
- 2.The Inspector of Police,
Oomangalam Police Station,
Cuddalore District.
- 3.The Public Prosecutor,
High Court, Madras.

H.C.P.No.2380 of 2017

NMI (CO)

RRS (19/07/2019)

सत्यमेव जयते

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