

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.09.2019

CORAM

THE HONOURABLE MR.JUSTICE M.S.RAMESH

Crl.O.P.No.23845 of 2019
and Crl.MP.No.12575 of 2019

Irene Lallianmawii Hnamte

.. Petitioner

Vs.

1. Inspector of Police,
Anti Vice Squad - II, Chindadripet,
Chennai.

2. The Chief Probation Superintendent,
The Office of Chief Probation Office,
CMDA Tower - II, 2nd Floor,
Egmore, Chennai.

3. The Superintendent,
Government Home for Women,
Mylapore, Chennai 600 004.

4. Catherine Lalbiakmawii

... Respondents

PRAYER: Criminal Original Petition is filed under Section 482 of the Code of Criminal Procedure, to grant a general direction directing the 2nd respondent to file a report pertaining to the detention of the detainee by name Catherine Lalbiakmawii and in pursuance direct the IV Metropolitan Magistrate, Saidapet, Chennai to dispose the Crl.M.P.No. Not Known of 2019 in Crime No.Not Known of 2019 on the file of 1st Respondent as expeditiously.

For Petitioner : Mr.N.Edwin Jeyakumar

For Respondents : Mr.C.Iyapparaj
Additional Public Prosecutor for R1 to R3

ORDER

This petition has been filed by the sister of the detainee seeking for release of the detainee, who is now detained before the 3rd respondent Government Home for Woman.

2.The first respondent registered an FIR in Crime No.Not Known of 2019 for the offences under Sections 3(2)(a), 4(1), 5(1)(a), 6(1) and 7(1) of Immoral Traffic Prevention Act, 1956. The petitioner is the sister of the fourth respondent, namely Catherine Lalbiakmawii was produced before the IV Metropolitan Magistrate Court, Saidapet, Chennai showing her as a victim and she was detained in the home.

3.The learned counsel for the petitioner submitted that the petitioner filed a petition in Crl.M.P.No.Not Known of 2019 before the Court below seeking for the release of the petitioner's sister and the same is kept pending on the ground that the P.O. report is yet to be filed before the Court. Aggrieved by the same, the present petition has been filed before this Court.

4.The learned counsel for the petitioner brought to the notice of this

Court the earlier order passed by this Court in Crl.O.P.No.29421 of 2019, Crl OP No.2525 of 2019, Crl OP No.8202 of 2019 and Crl OP No.8733 of 2019, wherein this Court has dealt with an issue of similar nature.

5.Taking into consideration the earlier order passed by this Court and also the facts and circumstances of this case, this Court is inclined to direct the 3rd respondent to immediately release the 4th respondent from the Government Home for Women, Mylapore. The petitioner before taking her sister namely the 4th respondent from the home, shall produce necessary evidence to show her relationship with the 4th respondent. The 4th respondent on being released from the home, shall stay at Chennai and report before the IV Metropolitan Magistrate Court, Saidapet, Chennai, once in a week on Monday at 10.30 a.m., till the P.O. report is submitted before the Court.

6 This Criminal Original Petition is disposed of, with the above direction. Consequently, the connected miscellaneous petition is also closed.

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Index: Yes/No
Internet: Yes/No
mp

M.S.RAMESH,J.

To

1. The Inspector of Police,
Anti Vice Squad - II, Chindadripet,
Chennai
2. The Chief Probation Superintendent,
The Office of Chief Probation Office,
CMDA Tower - II, 2nd Floor,
Egmore, Chennai.
3. The Superintendent,
Government Home for Women,
Mylapore, Chennai 600 004.
4. The Public Prosecutor,
High Court of Madras, Chennai.



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This petition is brought under the caption for being mentioned today(30.09.2019).

2.The learned counsel for the petitioner submitted that the Crime Number in the order, is mentioned as "Not Known" and the same may be incorporated as "Crime No.41 of 2019".

3.The Registry is directed to issue a revised order copy by incorporating "Crime No.41 of 2019" in the place of Crime No.Not Known of 2019.

30.09.2019

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Note: Issue order copy on **01.10.2019**

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