

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.10.2019

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice RMT. TEEKAA RAMAN

H.C.P. No.2048 of 2019

B.Anjugam ... Petitioner

-vs-

- 1.State rep. by
The Commissioner of Police,
Greater Chennai, Vepery,
Chennai - 7.
- 2.The Inspector of Police (L & O),
M5 Ennore Police Station,
Chennai District.
- 3.Krishna ... Respondents

Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus directing the second respondent to secure the body of the petitioner's minor daughter namely V.Pooja, aged 17 years before this Court from the illegal custody of the third respondent and hand over the custody of the detinue to the petitioner.

For Petitioner : Mr.T.V.Somasundaram

For Respondents : Mr.R.Prathap Kumar
: Addl.Public Prosecutor for R1
and R2

ORDER

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

Seeking a direction to the second respondent to secure the body of the petitioner's minor daughter namely V.Pooja, aged 17

years before this Court from the illegal custody of the third respondent and hand over the custody of the detainee to the petitioner, the present habeas corpus petition has been filed.

2.The petitioner is the mother of the detainee, who is a minor. Pursuant to the case registered in Crime No.464 of 2019 for girl missing, investigation was taken up. The status report filed by the second respondent would show that the detainee eloped with the third respondent, who hails from Nepal. Accordingly, the Section has been altered into 366A IPC against the third respondent and investigation is still on.

3.In such view of the matter, we are not inclined to keep this petition pending any longer and the habeas corpus petition is closed. However, the second respondent is directed to proceed with the investigation and make all endeavour to secure the detainee and as and when the detainee is secured, she should be produced before the jurisdiction Magistrate.

Sd/-

Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

mmi/ssm

To

1.The Commissioner of Police,
Greater Chennai, Vepery,
Chennai - 7.

2.The Inspector of Police (L & O),
M5 Ennore Police Station,
Chennai District.

3.The Public Prosecutor,
High Court, Madras.

H.C.P. No. 2048 of 2019

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srg 18/11/2019