

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.09.2019

CORAM

THE HONOURABLE MR. JUSTICE M.S.RAMESH

Cr1.O.P.No.26118 of 2019

and

Cr1.M.P.No.13928 of 2019

Kunchapu Savitri

...Petitioner

Vs.

1. Inspector of Police,
R8-Vadapalani Police Station,
Chennai.
(Crime No.379 of 2019)

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 - 600004.

4. Kunchapu Ramalakshmi

...Respondents

Prayer: Criminal Original Petition filed under Section 482 Cr.P.C. to grant a general direction directing the 2nd respondent to file a report pertaining to the detention of the detainee by name Kunchapu Ramalakshmi daughter of Kunchapu Yedukondalu and in pursuance direct the IV Metropolitan Magistrate, Saidapet, Chennai to dispose the Cr1.M.P.No.Not Known of 2019 in Crime No.379 of 2019 on the file of 1st respondent as expeditiously.

For Petitioner

: Mr.S.Sasikumar

For Respondents

: Mr.C.Iyyapparaj

Additional Public Prosecutor
for R1 to R3

O R D E R

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

2. The 1st respondent registered an FIR in Crime No.379 of 2019 for the offences under Sections 3(2)(a), 4(1) and 5(1)(a) of Immoral Traffic Prevention Act, 1956. The petitioner is the mother of the 4th respondent, namely Kunchapu Ramalakshmi, who 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 CrI.M.P.No.Not known of 2019 before the Court below, seeking for the release of the petitioner's daughter 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 CrI.O.P.No.23080 of 2019 dated 13.09.2019, 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 daughter, namely the 4th respondent from the home, shall produce necessary evidence to show his 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.

5. This Criminal Original Petition is disposed of, with the above directions. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS)

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Sub Assistant Registrar

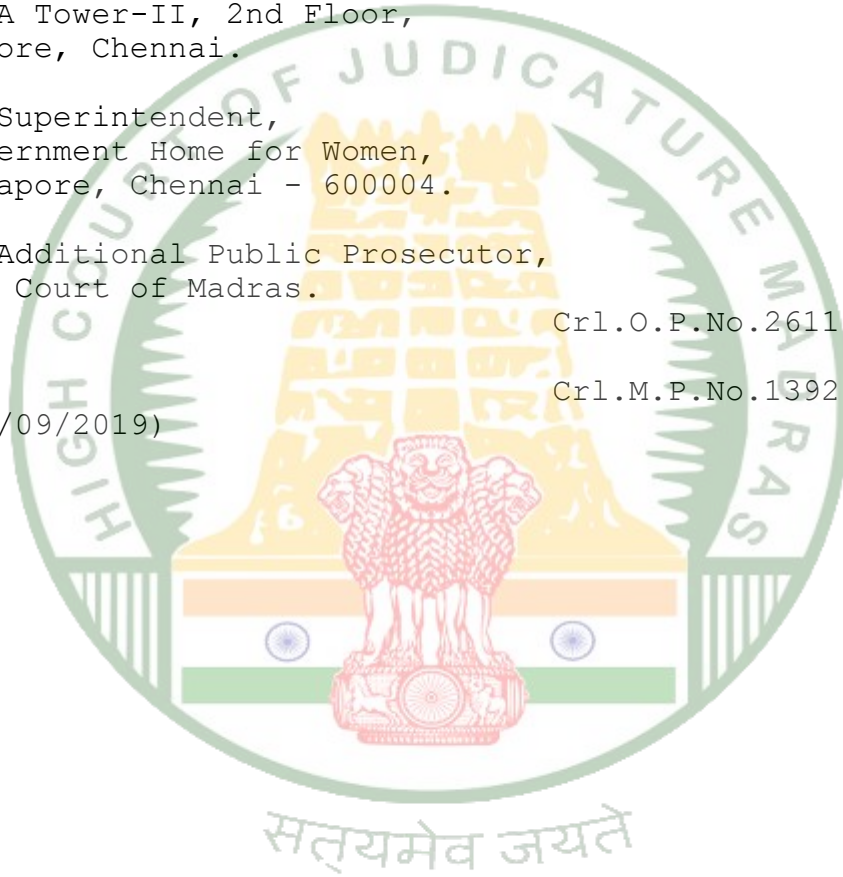
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To

1. IV Metropolitan Magistrate Court,
Saidapet, Chennai.
2. Inspector of Police,
R8-Vadapalani Police Station,
Chennai.
3. The Chief Probation Superintendent,
The Office of Chief Probation Office,
CMDA Tower-II, 2nd Floor,
Egmore, Chennai.
4. The Superintendent,
Government Home for Women,
Mylapore, Chennai - 600004.
5. The Additional Public Prosecutor,
High Court of Madras.

Crl.O.P.No.26118 of 2019
and
Crl.M.P.No.13928 of 2019

A.SK(27/09/2019)



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