

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.10.2019

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mrs. Justice R. HEMALATHA

H.C.P. No. 2275 of 2019

Muniraj

... Petitioner

-vs-

1.The Superintendent of Police,
Krishnagiri.

2.The Deputy Superintendent of Police,
Krishnagiri.

3.The Inspector of Police,
Baruru Police Station,
Pochampalli Taluk,
Krishnagiri District.

4.G.Tamil Selvi

... Respondents

Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus directing the respondents herein to produce the body of the detainee Ms.Shiva Sakthi, aged 20 years, daughter of Muniraj, the petitioner herein, before this Court from the illegal custody of the fourth respondent and set her at liberty.

For Petitioner : Mr.Mukund R.Pandiyan

For Respondents : Mr.R.Prathap Kumar
: Addl. Public Prosecutor
for R1 to R3

WEB COPY

ORDER

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

Seeking a direction to respondents 1 to 3 herein to produce the body of the detainee Ms.Shiva Sakthi, aged 20 years, daughter of Muniraj, the petitioner herein, before this Court from the illegal custody of the fourth respondent and to set her

at liberty, the present Habeas Corpus Petition has been filed by the father of the detainee.

2. The learned Additional Public Prosecutor appearing for respondents 1 to 3 would submit that a case has been registered in Cr.No.209 of 2019 on the file of KRP Dam Police Station, Krishnagiri for the offence punishable under Sections 147, 323, 324, 363 and Section 4 of Tamil Nadu Prohibition of Harassment of Women Act. The date of occurrence was on 23.08.2019.

3. From the above, we are of the view that there is no illegal detention involved in this case. It appears that the detainee is absconding. We make it clear that it is open to the investigating officer to make due enquiry with the fourth respondent to find out the whereabouts of the detainee.

4. In such view of the matter, the Habeas Corpus Petition stands dismissed.

Sd/-

Assistant Registrar (CS-V)

//True Copy//

Sub Assistant Registrar

mmi/ssm

To

1.The Superintendent of Police,
Krishnagiri.

2.The Deputy Superintendent of Police,
Krishnagiri.

3.The Inspector of Police,
Baruru Police Station,
Pochampalli Taluk,
Krishnagiri District.

4.The Public Prosecutor,
High Court, Madras.

+1cc to Mr.Mukund R.Pandiyar, Advocate, S.R.No. 87804

H.C.P. No. 2275 of 2019

PVS (CO)

GN(20/11/2019)