

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.11.2019

CORAM

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH
and
THE HONOURABLE MR.JUSTICE RMT. TEEKAA RAMAN

Habeas Corpus Petition No.2659 of 2019

A.Shanthi Mary ... Petitioner

... Vs ...

1. The Commissioner of Police,
Vepery, Chennai - 600 007.

2. The Inspector of Police,
S-8, Adambakkam Police Station,
Adambakkam, Chennai - 600 088.

3. Abdulla

4. Sundari

... Respondents

Prayer:- Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Habeas Corpus, directing the second respondent to produce the body of the detainee R.Esterh daughter of Ravikumar, aged about 20 years, from the illegal custody of the third and fourth respondents before this Court and set her at liberty to forthwith.

For Petitioner : Mr.A.K.Manojkumaar

For RR-1 and 2 : Mr.R.Prathap Kumar,
Additional Public Prosecutor

ORDER

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

This Habeas Corpus Petition has been filed by the mother of the detainee seeking a direction to the second respondent to produce the body of the detainee namely, R.Esterh, daughter of Ravikumar, aged about 20 years, from the illegal custody of the third and fourth respondents before this Court and set her at liberty forthwith.

2. The petitioner and the detainee are present. The third respondent is also present. The petitioner is the mother of

the detainee. The detainee, who is stated to be aged about 20 years, has stated that she got converted into Islamic and married the third respondent.

3. Though the petitioner does not dispute the factum of age of the detainee nor her marriage, she has submitted that the detainee will have to be directed to be with her. The petitioner further alleges that she has been manhandled.

4. The detainee has informed us that she is not willing to rejoin the petitioner and she is happy with the third respondent.

5. Learned Additional Public Prosecutor appearing for the respondents 1 and 2 submitted that there is no other case pending against the third respondent. Thus, we find that there is no illegal detention involved. The third respondent has also assured that he will not interfere with the petitioner.

6. Accordingly, this Habeas Corpus Petition shall stand closed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

To

1. The Commissioner of Police,
Vepery, Chennai - 600 007.
2. The Inspector of Police,
S-8, Adambakkam Police Station,
Adambakkam, Chennai - 600 088.
3. The Public Prosecutor,
High Court, Chennai.

+2cc to M/s.A.K.Manoj Kumar, Advocate Sr.99756

H.C.P.No.2659 of 2019

vsn Ii[co]
srg 27/12/2019