



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.02.2019

CORAM:

THE HONOURABLE MR.JUSTICE P.N.PRAKASH
and
THE HONOURABLE MR.JUSTICE B.PUGALENDHI

H.C.P.(MD) No.113 of 2019

Dharmaraj

... Petitioner

-vs-

1. The Superintendent of Police,
Thanjavur District.

2. The Inspector of Police,
Nachiyarkoil Police Station,
Thanjavur District.

3. Ponnusamy

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus directing the respondents 1 and 2 to produce the body or person of the detenu namely Kanagavalli, D/o.Dharmaraj, now aged about 20 years, produce her before this Court and set her at liberty.

For Petitioner : Mr.D.Venkatesh
For Respondents : Mr.K.Dinesh Babu
Additional Public Prosecutor for R1 & R2
Mr.R.Mathiyalagan for R3

O R D E R

[Order of the Court was made by P.N.PRAKASH, J.]

Mr.G.Mahendran, Special Sub-Inspector of Police, Nachiyarkoil Police Station, Thanjavur District, is present.

2. It is the case of the petitioner that his daughter Kanagavalli, aged about 20 years, went missing since 16.12.2018, in connection with which, on the complaint given by the petitioner, a case in Nachiyarkoil Police Station Crime No.384 of 2018 has been registered on 28.12.2018, under Section 363 I.P.C., against one Ponnusamy (third respondent). Not satisfied with the progress of the investigation, the petitioner has filed the present habeas



corpus petition.

3. On notice, Mr.R.Mathiyalagan, learned counsel has entered appearance for Ponnusamy (third respondent) and submitted that Ponnusamy and Kanagavalli got married on 21.01.2019 and since they belong to two different communities, they are in hiding as they fear communal backlash.

4. In such view of the matter, this habeas corpus petition is closed.

Sd/-

Assistant Registrar (T&P)

/True Copy/

Sub Assistant Registrar

To:

1. The Superintendent of Police,
Thanjavur District.
2. The Inspector of Police,
Nachiyarkoil Police Station,
Thanjavur District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.R.MATHIYALAGAN, Advocate (SR-46220[F] dated 12/02/2019)
+1 CC to M/s.D.VENKATESH, Advocate (SR-46949[F] dated 14/02/2019)

KRK

TE : 25/02/2019 : 2P/6C

H.C.P. (MD) No.113 of 2019
12.02.2019