



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.03.2019

CORAM:

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

H.C.P. (MD) No.202 of 2019

Rajaselvi

... Petitioner

-vs-

1.The Commissioner of Police
Tirunelveli
Tirunelveli District

2.The Inspector of Police
Palayamkottai Police Station
Tirunelveli City

3.Kasirajan @ Raja

... 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 herein to secure the detainee namely D.Saranya daughter of Late DHANUSHKODI RAMALINGAM, aged 24 years and produce the body of the detainee before this Court and set her at liberty.

For Petitioner : Mr.R.J.Karthick

For Respondents : Mr.M.Chandrasekaran
Additional Public Prosecutor for R1 & R2

O R D E R

[Order of the Court was made by B.PUGALENDHI, J.]

It is the case of the petitioner that her daughter Saranya, aged about 24 years, has been abducted by Kasirajan (third respondent herein) and despite the complaint to the respondent - Police, since no action was taken, the present habeas corpus petition has been filed.



2. Today, Mr.S.Valli, Sub-Inspector of Police, Palayamkottai Police Station, Tirunelveli City, is present.

3. Saranya was produced before this Court. When we enquired her, she stated that she is 24 years old and has completed B.Tech. She further stated that she was in love with Kasirajan (third respondent herein), who is distantly related to her and had gone, on her own volition, with him. Further she stated that she is aware Kasirajan's earlier marriage with one Ramalakshmi and his marriage with Ramalakshmi was dissolved, because Ramalakshmi's parents were not agreeable for her marriage with Kasirajan. She further stated that Ramalakshmi got married thereafter and settled.

4. In such view of the matter, we do not find that Saranya is in the illegal detention of anyone, muchless the third respondent herein. Hence, the habeas corpus petition is dismissed.

Sd/-

Assistant Registrar ()

// True Copy //

Sub Assistant Registrar(CS)

To:

1.The Commissioner of Police,
Tirunelveli, Tirunelveli District.

2.The Inspector of Police,
Palayamkottai Police Station,
Tirunelveli City.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.R.J.KARTHICK, Advocate(SR-51928[F] dated
06/03/2019)

KRK

H.C.P. (MD) No.202 of 2019
05.03.2019

KM/ (20.03.2019) 2P 5C