



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED: 04.03.2019

CORAM:

**THE HONOURABLE MR. JUSTICE P.N.PRAKASH**  
**AND**  
**THE HONOURABLE MR. JUSTICE B.PUGALENDHI**

**H.C.P. (MD) No.214 of 2019**

R.Dhanalakshmi : Petitioner  
Vs.

1.The Superintendent of Police,  
Virudhunagar, Virudhunagar District.

2.The Inspector of Police  
Sivakasi Town Police Station  
Sivakasi, Virudhunagar District.

3.Vijay  
4.Eswaran : Respondents

**PRAYER:** Petition is filed under Article 226 of the Constitution of India praying for the issue of a Writ of Habeas Corpus, to direct the 2<sup>nd</sup> respondent to produce the person or body of the detenu, the petitioner's minor daughter, namely, Palpathirakali, D/o.Ramakrishnan, aged 17 years 3 months before this Court and hand over her custody to the petitioner.

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

**ORDER**

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

Ms.B.Chandra Devi, Sub Inspector of Police, Sivakasi Town Police Station is present.

2. It is the case of the petitioner that her daughter, viz., Palpathirakali, aged about 17 years and three months went missing on 18.02.2019 and thereafter, her whereabouts were not known. On the complaint lodged by the petitioner, a case in Sivakasi Town Police Station Crime No.128/2019 has been registered under Sections 5 and 6 of the Protection of Children from Sexual Offences Act against one Vijay. Since the police were not able to secure the detenu, this Habeas Corpus Petition has been filed.

3. Today, when the matter was taken up for hearing, Palpathirakali was produced before this Court and she stated that she now wants to go with her mother and pursue her studies.



4. The learned Additional Public Prosecutor also submitted that the accused has been arrested in Crime No.128 of 2019 and has been remanded to custody.

5. In view of the above, the custody of the minor girl, viz., Palpathirakali is handed over to the petitioner. Accordingly, this Habeas Corpus Petition is closed.

Sd/-

Assistant Registrar (CS-II)

/ True Copy /

Sub Assistant Registrar (CS)

To

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

Order made in  
**H.C.P. (MD) No.214 of 2019**  
**04.03.2019**

RR  
ES/21.03.2019/2P/4C