



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.02.2019

CORAM:

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

H.C.P.(MD) No.1171 of 2018

A.M.Anto Lenin

... Petitioner

-vs-

- 1.Union of India, Represented by
The Chairman / Managing Director
Shipping corporation of India
5th floor, shipping House
245, Madame came Road
Mumbai-400 021
- 2.Union of India, Represented by
The Principal Secretary
Home Department, New Delhi
- 3.Union of India, Represented by
The Principal Secretary
Department of Defense
Union of India, New Delhi
- 4.The State of Tamilnadu
Represented by the Principal Secretary
Home Department
Fort St.George, Chennai
- 5.The District Collector
Office of the District Collector
Kanniyakumari district
- 6.The Principal Officer-cum-
Jt.DG(Tech)
Mercantile Marine Department
Willingdon Island
North End Post
Kochi-682 009



7.The Commandant
Indian Coast Guard Region (West)
Coast Guard Operations Room
(Opp) Worli seaface and Post Office
Worli Colony
Mumbai-400 018

... Respondents

[R6 impleaded *suo motu* as per order
of this Court dated 10.10.2018 and
R7 impleaded as per the order of
this Court, dated 21.01.2018]

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus to direct the Respondents to find out the missing fishermen (detenues) by name 1.Jesu Balan, son of Dhasan, aged about 36 years, 2.Rajesh Kumar, son of Dhasan, aged about 32 years, 3.Arokyaraj Dinesh, son of Dhasan, aged about 25 years, 4.Shalu, son of Joseph, aged about 25 years, 5.Edwin, son of Raghunatthan, aged about 43 years, 6.Saghayaraj, son of Senashayan, aged about 28 years, 7.Varshan, son of Littal Raj, aged about 25 years, 8.Mariyarajan, son of Littal Raj, aged about 52 years, 9.Sivan, aged about 56 years, son of Bava and produce the body and persons of the detenues before this Court and set them at liberty.

For Petitioner : Mr.R.Alagumani

For Respondents : Mr.K.R.Laxman
Senior Panel Counsel for Govt. of India
for R1 to R3
Mr.K.Dinesh Babu
Additional Public Prosecutor for R4 & R5

O R D E R

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

Learned counsel for the petitioner seeks permission of this Court to withdraw the habeas corpus petition with liberty to workout his remedy in the manner known to law and he has also made an endorsement to that effect.

2. In view of the endorsement so made, the habeas corpus petition is dismissed as withdrawn with liberty as prayed for.

Sd/-

Assistant Registrar (CS-I)

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To:

- 1.The Chairman / Managing Director,
Shipping corporation of India,
5th floor, shipping House,
245, Madame Came Road,
Mumbai-400 021.
- 2.The Principal Secretary,
Home Department, New Delhi.
- 3.The Principal Secretary,
Department of Defense,
Union of India, New Delhi.
- 4.The Principal Secretary,
Home Department,
Fort St.George, Chennai.
- 5.The District Collector,
Office of the District Collector,
Kanniyakumari District.
- 6.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1CC TO MR.K.R.LAXMAN, Advocate Sr. No. 49241

H.C.P. (MD) No.1171 of 2018
22.02.2019

TR (13.03.2019) 3P 8C