



BEFORE THE MADURAI BENCH OF THE MADRAS HIGH COURT

DATE : 19.07.2019

CORAM

THE HONOURABLE MR. JUSTICE M.SATHYANARAYANAN
AND
THE HONOURABLE MR. JUSTICE B.PUGALENDHI

H.C.P. (MD) NO. 661 OF 2019

Annalakshmi

.. Petitioner

- Vs -

1. The Superintendent of Police
Pudukottai District.
2. The Deputy Superintendent of Police
Illupur, Pudukottai District.
3. The Sub Inspector of Police
Viralimalai Police Station
Pudukottai District.
4. R.Sivalingam

.. Respondents

Petition filed under Article 226 of the Constitution of India praying this Court for the issuance of a writ of habeas corpus directing the 3rd respondents to produce the body or person of the detainee, viz., Jeevadarshini, aged 20 years, D/o Sakthivel, before this Hon'ble Court, and set her at liberty.

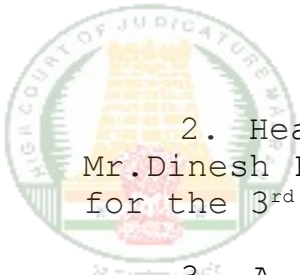
For Petitioner : Mr.J.Anandkumar

For Respondents : Mr. K.Dinesh Babu, APP

ORDER

(Order of the Court was made by M.Sathyanarayanan, J.)

The petitioner is the mother of the detainee, viz., Jeevadarshini, aged about 20 years (DOB - 12.12.1999) and alleging illegal custody/detention of the detainee at the hands of the 4th respondent, has lodged a complaint on the file of the 3rd respondent for which CSR No.174/2019 has been issued. The petitioner, being the mother, is very much concerned about the safety, well being and whereabouts of her daughter, viz., the detainee, and, therefore, came forward to file this petition.



2. Heard the learned counsel appearing for the petitioner and Mr.Dinesh Babu, learned Addl. Public Prosecutor, who accepts notice for the 3rd respondent.

3. A perusal of the complaint dated 8.7.19 submitted by the petitioner before the 3rd respondent prima facie disclose that it is a case of elopement. However, taking into consideration the anxiety exhibited by the petitioner, who is the mother of the girl aged about 20 years, this Court directs the 3rd respondent to register an FIR and proceed with the investigation in accordance with law to trace the detainee. The 3rd respondent shall also keep the petitioner informed of the progress being made in the investigation from time to time. As and when the detainee and the 4th respondent are traced, they shall be produced before the learned Judicial Magistrate, Keeranur, for passing appropriate orders as to their custody and before producing the detainee, the 3rd respondent shall put the petitioner on prior notice.

4. This habeas corpus petition is disposed of accordingly. Registry is directed to communicate a copy of this order to the learned Judicial Magistrate, Keeranur.

Sd/-

Assistant Registrar

// True Copy //

Sub Assistant Registrar(CS)

To

- 1.The Judicial Magistrate
Keeranur, Pudukottai District.
 - 2.The Superintendent of Police,
Pudukottai District.
 - 3.The Deputy Superintendent of Police,
Illupur, Pudukottai District.
 4. The Sub Inspector of Police,
Viralimalai Police Station,
Pudukottai District.
 5. The Addl. Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.
- +1 CC to M/s.J.ANANDKUMAR, Advocate SR-11958.

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