



WEB COPY

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BEFORE THE MADURAI BENCH OF THE MADRAS HIGH COURT

DATE : 20.08.2019

CORAM

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

AND

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

H.C.P. (MD) NO. 793 OF 2019

V.Rajeswari

.. Petitioner

- Vs -

1. The Superintendent of Police
Thoothukudi District.

2. The Inspector of Police
North Police Station
Thoothukudi District.

3. Jebin

.. Respondents

Petition filed for the issuance of a writ of habeas corpus directing the respondents 1 and 2 to produce the person or body of the detainee, viz., Keerthana, aged 25 years, from the illegal custody of the 3rd respondent before this Hon'ble Court and set her at liberty.

For Petitioner : Mr. P.Ronald

For Respondents : Mr. K.Dinesh Babu,
APP for RR-1 & 2

ORDER

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

The petitioner is the mother of the detainee, viz., Keerthana, aged about 25 years and alleging her illegal custody/detention at the hands of the 3rd respondent came forward with the present petition.

HCP No.793/2019



2. The matter listed today and when it is taken up for hearing, Mr.Dinesh Babu, learned Addl. Public Prosecutor, appearing for respondents 1 and 2 submitted that the detainee has been secured and is produced before this Court. Accordingly, the detainee is produced before this Court and when the Court enquired her, she stated that she loved the 3rd respondent and she left her parental home voluntarily and got married to the 3rd respondent and as of now they are living as husband and wife. The 3rd respondent also is present and he states that steps are being taken to register the marriage between him and the detainee.

3. In the light of the fact that the detainee is a major and took a decision to leave her parental home and live with the 3rd respondent, this Court cannot pass any positive order restoring her custody to the petitioner - parent. Therefore, the detainee is set at liberty and it is for her to take a call for her own future and well being.

4. This habeas corpus petition is disposed of accordingly.

Sd/-
Assistant Registrar

/TRUE COPY/

Sub Assistant Registrar

To

1. The Superintendent of Police
Thoothukudi District.
2. The Inspector of Police
North Police Station
Thoothukudi District.
3. The Addl. Public Prosecutor
Madurai Bench of Madras High Court
Madurai.

+1 CC to M/s.JAYAMOHAN, Advocate (SR-12385[D] dated 17/09/2019)

H.C.P. (MD) NO. 793 OF 2019
20.08.2019

gln

JM/18.09.2019/2P/5C