

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.02.2020

CORAM

THE HONOURABLE MR.JUSTICE R.SUBBIAH
and
THE HONOURABLE MR.JUSTICE R.PONGIAPPAN

H.C.P.No.186 of 2020

Balakrishnan

... Petitioner

Vs

1.The Superintendent of Police,
Office of the Superintendent of Police,
Dharmapuri - 636 704.

2.The Inspector of Police,
Kadathur Police Station,
Dharmapuri - 635303.

3.M.Singaravelan
S/o.Murugan

... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Habeas Corpus directing respondents 1 and 2 to produce the body of petitioner's Balakrishnans daughter viz., Saveena, aged 24 years from the illegal custody of third respondent before this Court and set her at liberty.

For Petitioner : Mr.S.Kumar

For Respondents: Mr.R.Prathap Kumar

Additional Public Prosecutor

O R D E R

[Order of this Court was made by R.SUBBIAH, J]

Petitioner, who is the father of the detenu viz., Saveena, aged 24 years, has filed the present petition seeking a direction to respondents 1 and 2 to produce the detenu before this Court, who is in illegal custody of third respondent and set her at liberty.

2. Heard learned counsel for petitioner and learned Additional Public Prosecutor appearing for respondents 1 and 2.

3. Learned counsel for petitioner submits that the petitioner worked as a Foreman working under Tamil Nadu Minerals Ltd. (Tamin), retired from service on 31.05.2019 and is drawing monthly pension of Rs.3,080/-. The detinue is the elder daughter of petitioner and she is a practicing Doctor (BDS). Petitioner arranged marriage for her and performed betrothal on 15.07.2019. While so, the detinue went missing from 09.08.2019. After searching for the detinue with the friends and relatives, petitioner lodged a complaint before the second respondent police. Thereafter, petitioner received a letter dated 10.08.2019 written by the detinue, in which it is stated that the detinue is not interested in the marriage arranged by petitioner. Hence, the present petition has been filed seeking the aforesaid relief.

4. Today, the detinue was produced before this Court. Petitioner is also present. We enquired both of them. On enquiry, the detinue states that against her wish, the marriage was arranged and hence, she eloped with the third respondent and married him on 19.08.2019. Further, the detinue expressed her unwillingness to go with the petitioner. In the aforestated circumstance, nothing survives for further adjudication in the present petition.

Accordingly, the Habeas Corpus Petition is closed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

gm
To

- 1.The Superintendent of Police,
Office of the Superintendent of Police,
Dharmapuri - 636 704.
- 2.The Inspector of Police,
Kadathur Police Station,
Dharmapuri - 635303.

3.The Public Prosecutor,
High Court, Madras.

+1 cc to Mr.S.Kumar Advocate sr14145

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