

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.10.2020

CORAM

THE HON'BLE MR.JUSTICE M.M.SUNDRESH
AND
THE HON'BLE MR.JUSTICE D.KRISHNAKUMAR

H.C.P.NO.189 OF 2020

Manikandan
S/o.Arunachalam

... Petitioner

-vs-

1. The State represented by
The Superintendent of Police,
District Superintendent of Police Office,
Coimbatore District.
2. The Inspector of Police,
Vadavalli Police Station,
Vadavalli, Coimbatore District.
3. Vignesh ... Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of habeas corpus to direct the 1st and 2nd respondents to produce the body of the petitioner's wife namely Sathya, aged about 23 years before this Court and set her at liberty.

For Petitioner : M/s.A.K.Gopalan

For Respondents : Mr.R.Prathap Kumar
Addl. Public Prosecutor

ORDER

[Order of the Court was made by M.M.SUNDRESH, J.]

The petitioner is the husband of the detainee namely, Sathya, aged about 23 years, has come forward with the present petition to direct the respondents 1 and 2 to produce the detainee before this Court and set her at liberty.

2. Heard Mr.A.K.Gopalan, learned counsel for the petitioner and Mr.R.Prathap Kumar, learned Additional Public Prosecutor.

3. As rightly submitted by the the learned Additional Public Prosecutor that it is a case of elopment and even in the complaint it is stated that the third respondent eloped petitioner's wife with charming words.

4. Such view of the matter, this petition stand closed. However, taking into consideration of the fact that the investigation is yet to be completed coupled with other situation that there is a female child born out of wedlock between the petitioner and the detenue, the second respondent police shall endeavour to secure the detenue and hand over to the petitioner as and when secured.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

vaan/ak

To

1. The Superintendent of Police,
District Superintendent of Police Office,
Coimbatore District.
2. The Inspector of Police,
Vadavalli Police Station,
Vadavalli, Coimbatore District.
3. The Public Prosecutor,
Madras.

PA(CO)
CS/02/11/2020

H.C.P.No.189 of 2020

WEB COPY