

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.06.2020

Coram

The Hon'ble Mr. Justice M.M.SUNDRESH
and
The Hon'ble Mr. Justice D.KRISHNAKUMAR

H.C.P. No. 752 of 2020

Gopal, M/32 years
S/o.Mosooran
No.45, West Street
Mocheri Village
Madurantakam Taluk
Chengalpattu District.

... Petitioner

-vs-

1.The State Rep. By the
The Superintendent of Police
Chengalpattu District.

2.The Inspector of Police
G1 Madurantakam Police Station
Chengalpattu District.

3.Mr.Selvam @ Selvakumar, M/30 years
S/o.Karnan
Semboondi Village
Endathur Post
Maduranthagam Taluk
Chengalpattu District.

... Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of habeas corpus directing respondents 1 and 2 herein to produce P.Priya Wife of the petitioner Gopal, aged about 29 years, before this Hon'ble Court from the illegal custody of the third respondent and set her at liberty.

For Petitioner : Mr.K.Thilagaraj

For Respondents Ms.M.Prabhavathi,
: Addl. Public Prosecutor
for R1 & R2

ORDER

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

The petitioner is the husband of the detinue. Seeking her custody, the present habeas corpus petition has been filed.

2.Learned Additional Public Prosecutor submitted that the investigation has revealed that she is not in the illegal custody. She left the matrimonial home on her own.

3.Learned counsel appearing for the petitioner submitted that the aforesaid factum has not been informed to the petitioner while closing the complaint given.

4.Considering the above, we direct the respondent police to produce the detinue before the concerned Judicial Magistrate. Due intimation will have to be given to the petitioner before such production of the detinue. The Judicial Magistrate is directed to do the needful.

5.The habeas corpus petition stands disposed of.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

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To

1.The Judicial Magistrate
Chengalpattu District

2.The Superintendent of Police
Chengalpattu District. सत्यमेव जयते

3.The Inspector of Police
G1 Madurantakam Police Station
Chengalpattu District.

4.The Public Prosecutor,
High Court, Madras.

H.C.P. No. 752 of 2020

PP (CO)
SP (30/07/2020)