

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.06.2020

Coram

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

H.C.P. No. 1045 of 2020

C.Mohanraj ... Petitioner

-vs-

1.The Inspector of Police,
Magudanchavadi Police Station,
Salem District.

2.Elangovan ... Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of habeas corpus to direct the first respondent to produce the petitioner's wife Kaleeshvari, aged 22 years before this Court from the illegal custody of the second respondent and to set her at liberty.

For Petitioner : Mr.R.Jayaprakash

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

ORDER

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

Seeking a direction to the first respondent to produce the petitioner's wife Kaleeshvari, aged 22 years before this Court from the illegal custody of the second respondent and to set her at liberty, the present habeas corpus petition has been filed.

2. We have heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the first respondent.

3. Learned counsel appearing for the petitioner submitted that the detinue, who is none other than the legally wedded wife of the petitioner is in the illegal custody of her parents.

4. Learned Additional Public Prosecutor appearing for the first respondent, on instructions, submitted that the enquiry would reveal that it is the detainee who is living apart.

5. In view of the submission made, we direct the first respondent to produce the detainee before the Judicial Magistrate No.II, Sankagiri, Salem, after due intimation to the petitioner, within a period of one week from the date of receipt of a copy of this order.

6. With the above direction, the habeas corpus petition stands disposed of.

Sd/-

Assistant Registrar (AD I MDU)

//True Copy//

Sub Assistant Registrar

raa/mmi/ssm

To

1.The Inspector of Police,
Magudanchavadi Police Station,
Salem District.

2.The Judicial Magistrate No.II,
Sankagiri, Salem.

3.The Public Prosecutor,
High Court, Madras.

सत्यमेव जयते

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