

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.10.2020

Coram

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

H.C.P. No. 1448 of 2020

K. Bala

... Petitioner

-vs-

1. The Commissioner of Police,
Vepery, Chennai -600007.

2. The State of Tamil Nadu represented
By the Inspector of Police,
Washermenpet Police Station,
Chennai -600 021.

... Respondents

Petition filed under Article 226 of the Constitution of India to issue a writ of habeas corpus to direct the respondents to produce the body or person of petitioner's wife Prema aged about 35 years before this Court and setting her at liberty.

For Petitioner : M/s. R. Karunakaran

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

ORDER

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

The petitioner, who is the husband of the detainee namely Prema, seeks custody.

2. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor.

3. The learned Additional Public Prosecutor, on instructions, submitted that it is the case of elopement of the detainee with a third party. The wife of the said person also gave a complaint, which has also been registered.

4. In the light of the abovesaid submissions of the Additional Public Prosecutor, we are not inclined to allow this petition. However, the investigation shall go on and thereafter, the same shall be completed within a period of three (3) weeks from the from the date of receipt of a copy of this Order. In the meantime if the detainee is secured, she shall be produced before the jurisdictional Magistrate Court.

5. With the above directions, this Habeas Corpus Petition shall stand closed.

Sd/-

Asst.Registrar

/true copy/

Sub Asst. Registrar

To

1. The Commissioner of Police,
Vepery, Chennai -600007.
2. The Inspector of Police,
State of Tamil Nadu represented
Washermenpet Police Station,
Chennai -600 021.
3. The Public Prosecutor,
High Court, Madras.

+1cc to Mr.R.Karunakaran, Advocate, Sr.No.33324

सत्यमेव जयते

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