

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.09.2020

CORAM

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN

AND

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

H.C.P.No.1540 of 2020

S.Hemavathi, 50 years,
W/o. Soundarajan,
residing at No.21/13,
Amman Koil Street,
Thirumazhisai,
Chennai 600 124.

...Petitioner

Vs.

1. The Commissioner of Police,
Vepery, Chennai - 600 007.
2. The Inspector of Police,
S-15, Selaiyur Police Station,
Selaiyur, Chennai - 600 073.

3. K.Sahul

...Respondents

Prayer : Petition filed under Article 226 of the Constitution of India for issuance of Writ of Habeas Corpus directing the 2nd respondent to produce the detainee viz. S.Pavithra, aged 22, daughter of Soundararajan, at no.21/13, Amman Koil Street, Thirumazhisai, Chennai - 600 124, physically before this Hon'ble Court and set her at liberty.

For Petitioner :: Mr.R.Lokeshwaran

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

ORDER

(Order of the Court was made by the N.KIRUBAKARAN, J.)

The matter is heard through videoconferencing.

2. The petitioner has filed the present Habeas Corpus petition seeking production of her daughter S. Pavithra.

3. When the matter is called today, the Inspector of Police, Selaiyur, produced the detainee S.Pavithra. The detainee, who is a BPT degree holder, would categorically state that she got married to K. Sahul Madhar, S/o. Khaleel Rehman, the 3rd respondent herein, who is a Respiratory Therapist on 3rd September, 2020, at the mosque at Kamarajapuram, Selaiyur. Both Pavithra and her husband would state that they got their marriage registered before the Registration Authorities.

4. The petitioner, her husband and her sister are also present. The sister of the petitioner interacted with the detainee Pavithra. The petitioner Hemavathi and her husband are found to be emotional and they are unable to interact with their daughter and therefore, the detainee has been advised to contact her parents regularly through video call and thereafter, get their blessings, when everything becomes normal.

5. Therefore, from the above, it is clear that there is no illegal detention of the petitioner's daughter S. Pavithra and that she got married to the 3rd respondent. Recording the same, the Habeas Corpus Petition is closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Commissioner of Police,
Vepery, Chennai - 600 007.
2. The Inspector of Police,
S-15, Selaiyurpolice Station,
Selaiyur, Chennai - 600 073.
3. The Public Prosecutor,
High Court, Madras.

H.C.P. No. 1540 of 2020

MG(CO)
RV(02/11/2020)