



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.08.2020

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

and

THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI

H.C.P. (MD) No.462 of 2020

K.Senthamarai

... Petitioner

-vs-

1.The Superintendent of Police,
O/o the Superintendent of Police,
Sivagangai.

2.The Deputy Superintendent of Police,
O/o the Deputy Superintendent of Police,
Tiruppathur, Sivagangai District.

3.The Inspector of Police,
Tiruppathur Town Police Station,
Tiruppathur, Sivagangai District.

4.Chandru

5.Anbuselvam

6.Mary

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus directing the respondents 1to 3 to produce the body and person of the petitioner's minor daughter detenu Vaitheki daughter of M.Karuppaiah aged about 17 years before this Court and hand over the custody to the petitioner.

For Petitioner : Mr.V.Muthumani

For Respondents : Mr.R.Anandharaj

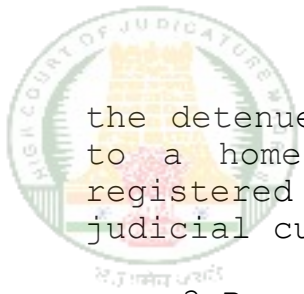
Additional Public Prosecutor
(for R1 to R3)

O R D E R

[Order of the Court was made by K.KALYANASUNDARAM, J.]

The prayer in the habeas corpus petition is to direct the respondents to produce the minor daughter of the petitioner, namely, Vaitheki daughter of M.Karuppaiah aged about 17 years before this Court and hand over the custody to the petitioner.

2.When the matter is taken up for hearing, Mr.R.Anandharaj, learned Additional Public Prosecutor appearing for the respondents 1 to 3 would state that the detenu is a minor and she was produced before the Judicial Magistrate, Tiruppathur on 26.07.2020. Since



the detainee was not willing to go with the petitioner, she was sent to a home. It is also stated that a criminal case has been registered against the fourth respondent and he was remanded to the judicial custody.

3. Recording the said statement of the learned Additional Public Prosecutor, this habeas corpus Petition is closed.

Sd/-

Assistant Registrar ()

// True Copy //

/ /2020

Sub Assistant Registrar (CS)

skn

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To:

1. The Superintendent of Police,
O/o the Superintendent of Police,
Sivagangai.
2. The Deputy Superintendent of Police,
O/o the Deputy Superintendent of Police,
Tiruppathur, Sivagangai District.
3. The Inspector of Police,
Tiruppathur Town Police Station,
Tiruppathur, Sivagangai District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Copy to:

1. The Judicial Magistrate, Tirupathur.

H.C.P. (MD) No.462 of 2020

21.08.2020

SPU (02.09.2020) 2P 6C