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H.C.P.(MD) No.875 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.11.2020

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

and

THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI

H.C.P.(MD) No.875 of 2020

Rajeswaran

... Petitioner

-vs-

1.The Superintendent of Police
Thanjavur District
Thanjavur

2.The Inspector of Police
Madukkur Police Station
Thanjavur District

3.Nirmal Kumar

4.Udhaya Kumar

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus directing the 1st and 2nd respondents to produce the body and person of the petitioner's wife namely Navina, daughter of Mathiyazhagan, aged about 22 years, before this Court and set her at liberty.

For Petitioner : Mr.K.M.Karunakaran

For Respondents : Mr.K.Dinesh Babu
Additional Public Prosecutor for R1 & R2

O R D E R

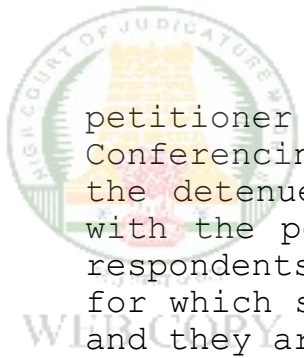
[Order of the Court was made by **K.KALYANASUNDARAM, J.**]

The petitioner has filed this habeas corpus petition seeking direction to the respondents 1 and 2 to produce his wife, namely, Navina, daughter of Mathiyazhagan, aged about 22 years, before this Court and set her at liberty.

2. It is the case of the petitioner that he is an engineering graduate and working in abroad. He came to India six months back and fell in love with the detinue Navina and both of them got married on 14.09.2020 in Sri Muthu Mariyammal Koil, Kasakadu and the same is also registered with the Sub-Registrar Office, Madukkur on 16.09.2020.

3. When the matter is taken up for hearing, both the

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petitioner and the detenue appeared before this Court through Video Conferencing from the Office of the Public Prosecutor. On enquiry, the detenue stated that she is aged about 23 years and got married with the petitioner on 14.09.2020. Despite the same, her uncles / respondents 3 and 4 kidnapped her and arranged for another marriage, for which she is not agreeable. Now, she joined with the petitioner and they are living together happily.

4. In the light of the above statement of the detenue, no further adjudication is required in this habeas corpus petition and the same is, therefore, closed.

Sd/-

Assistant Registrar (Records)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

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.

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To:

- 1.The Superintendent of Police,
Thanjavur District,
Thanjavur.
- 2.The Inspector of Police,
Madukkur Police Station,
Thanjavur District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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