



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.12.2020

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

and

THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI

H.C.P. (MD) No.962 of 2020

WEB COPY

V.Krishnammal

... Petitioner

-VS-

1.The Superintendent of Police,
Virudhunagar District,
Virudhunagar.

2.The Inspector of Police,
South Police Station,
Rajapalayam,
Virudhunagar District.

3.Kubendran

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus directing the respondents 1 and 2 to produce the body of person of the petitioner's minor daughter namely, Abirami D/o Vellaisamy aged about 17 years before this Court and hand over the custody of the petitioner.

For Petitioner : Mr.M.Prabu

For Respondents : Mr.K.Dinesh Babu

Additional Public Prosecutor (for R1 and R2)

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 1 and 2 to produce the petitioner's daughter, namely, Abirami, aged about 17 years and hand over her custody to the petitioner.

2.It is the case of the petitioner that she is having one son and two daughters. The detainee is her second daughter and the third respondent is her neighbour. From 23.10.2020, her daughter was found missing. The third respondent was not also available from that date. Hence, she lodged a complaint to the second respondent on the same day. Though a case was registered in Crime No.644/2020, no steps were taken to trace the detainee and hence, the present habeas corpus petition.



3.Heard Mr.M.Prabu, learned counsel for the petitioner and Mr.K.Dinesh Babu, learned Additional Public Prosecutor appearing for the respondents 1 and 2.

4.When the matter is taken up for hearing today, the petitioner and the detinue appeared before this Court through video conferencing. On enquiry, the detinue would state that she is ready to go with her mother, the petitioner herein and after three months, she wanted to marry the third respondent.

5.In the light of the above statement of the detinue, this habeas corpus petition is closed.

Sd/-

Assistant Registrar ()

// True Copy //

/ /2021

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,
Virudhunagar District,
Virudhunagar.
- 2.The Inspector of Police,
South Police Station,
Rajapalayam,
Virudhunagar District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

H.C.P. (MD) No.962 of 2020
23.12.2020

ES (CO)
KB(18.01.2021) 2P 4C