



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.12.2020

CORAM:

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

and

THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI

H.C.P. (MD) No.1092 of 2020

WEB COPY

Latha

... Petitioner

-VS-

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

2. The Inspector of Police,
Kalaiayar Kovil Police Station,
Sivagangai District.

3.Sathiskumar

4.Dhamayanthi

... 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 or person of the detainee, namely, Pavithra, aged about 22 years, D/o Ravikumar before this Court and consequently, to set her at liberty.

For Petitioner	:	Mr.M.S.Jeyakarthik
For Respondents	:	Mr.K.Dinesh Babu Additional Public Prosecutor

O R D E R

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

The prayer sought for in this habeas corpus petition is to direct the respondents 1 and 2 to produce the petitioner's daughter, aged about 22 years before this Court and set her at liberty.

2.The petitioner is the mother of the detainee. She would state that her husband is working at Malaysia and they were blessed with two children, one son and one daughter, the detainee herein, however, she was found missing from 24.11.2020 and hence, she lodged a complaint before the second respondent on 26.11.2020 and the same was registered in FIR No.634/2020 under girl missing. But no action has been taken. Hence, the present petition has been filed.

3.When the matter is taken up for hearing today, the petitioner, the detainee and the third respondent appeared before



this Court through video conferencing from the Public Prosecutor's Office.

4.The learned Additional Public Prosecutor would state that the detainee is a major, aged about 22 years and she was having love affairs with the third respondent, who is working at South Korea. The detainee completed Post Graduate in Food Technician. Both of them have married on 24.11.2020 in a temple at Ukkadam, Coimbatore. The detainee and the third respondent have stated that after performance of their marriage on 24.11.2020, both are residing in the State of Kerala. The petitioner has also stated that since her daughter has already married the third respondent, they can live happily.

5.In view of the above statements, no further adjudication is required. Hence, this Habeas Corpus Petition is closed.

Sd/-

Assistant Registrar (CS-III)

// 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,
Sivagangai District, Sivagangai.
2. The Inspector of Police,
Kalaiayar Kovil Police Station,
Sivagangai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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