



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.12.2020

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM
and
THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI

H.C.P.(MD) No.1108 of 2020

Susila ... Petitioner/Mother of the detenue
-vs-

1. The Superintendent of Police,
Madurai District,
Madurai.
2. The Deputy Superintendent of Police,
Melur,
Madurai District.
3. The Inspector of Police,
Keela Valavu Police Station,
Melur Taluk,
Madurai District.
4. Thangapandi ... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of habeas corpus directing the respondents 1 to 3 to produce the body or person of the detenue namely Kanimozhi, aged about 24 years, daughter of Nagarajan before this Court and consequently to set her at liberty.

For Petitioner : Mr.M.S.Jeyakarthik

For Respondents : Mr.R.Anandhraj,
1 to 3 Additional Public Prosecutor

O R D E R

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

The present Habeas Corpus Petition has been filed by the Petitioner seeking a direction to the respondents 1 to 3 to produce her daughter namely, Kanimozhi, aged about 24 years, before this Court and set her at liberty.



2.It is the case of the Petitioner that she married Nagarajan in the year 1998 and they are blessed with two daughters. Her husband is working in a foreign country and the entire family has been taken care of by the Petitioner. She would further state that her daughter Kanimozhi is working as Assistant Clerk at Uranganpatty Panchayat Union Office and she has not returned home from 27.11.2020.Hence she lodged a complaint on 28.11.2020 to the second respondent Police. She also sent a representation to the respondents 1 to 3 on 2.12.2020. But no action was taken by the official respondents. Hence this Habeas Corpus petition.

3.When the matter is taken up for hearing today, Mr.R.Anandharaj, learned Additional Public Prosecutor appearing for the respondents 1 to 3 would state that the detainee married the fourth respondent on 26.11.2020. During enquiry, the detainee appeared before the third respondent Police and stated that she was not willing to go with the Petitioner.

4.In the light of the above statement made by the detainee, this Court is of the opinion that no further consideration is required in this Habeas Corpus Petition and accordingly, the same stands closed.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

vsn

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,
Madurai District,
Madurai.
2. The Deputy Superintendent of Police,
Melur,
Madurai District.



3. The Inspector of Police,
Keela Valavu Police Station,
Melur Taluk,
Madurai District.

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1cc to Mr.M.S.Jeyakarthik, Advocate, SR.No.27095.

ORDER MADE IN
H.C.P. (MD) No.1108 of 2020
22.12.2020

TP (CO)
CS (07.01.2021) 3P 6C