

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.02.2021

Coram

The Honourable Mr. Justice P.N.PRAKASH
and
The Honourable Mr. Justice V.SIVAGNANAM

H.C.P. No.226 of 2021

Y.Kayalvizhi

.. Petitioner

Vs.

1.The Commissioner of Police,
Commissioner Office,
Vepery, Egmore,
Chennai District.

2.State represented by
The Inspector of Police,
J-8, Neelankarai Police Station,
Chennai District.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of Habeas Corpus directing the respondents to produce the petitioner's husband, missing person herein, viz., Kishore, aged 28 years, before this Court and set him at liberty.

For Petitioner : Mr.S.Prem Raj Kumar

For Respondents: Mr.R.Prathap Kumar

Additional Public Prosecutor

ORDER

[Order of the Court was made by P.N.PRAKASH, J.]

This habeas corpus petition has been filed seeking to direct the respondents to produce the petitioner's husband, missing person herein, viz., Kishore, aged about 28 years, before this Court and set him at liberty.

2. It is the case of the petitioner that her husband Kishore, aged about 28 years, went missing from 27.10.2020 and that the police are not taking effective steps to secure him.

3. Today, Mr.P.Munikkumar (Mobile No.94981 29706), Grade I Police Constable, J-8, Neelankarai Police Station, is present.

4. On instructions, the learned Additional Public Prosecutor submitted that on a complaint given by the petitioner, a case in Neelankarai Police Station Crime No.1339 of 2020 for 'man missing' was registered on 28.10.2020; during investigation, it came to light that Kishore had borrowed a sum of Rs.40,00,000/- from various persons and since he was not able to repay them, he has gone hiding.

Recording the same, this habeas corpus petition is closed with a direction to the Assistant Commissioner of Police, Neelankarai, to monitor the investigation in Neelankarai Police Station Crime No.1339 of 2020 and keep the petitioner informed of the developments, if any. As and when the detenu Kishore, aged about 28 years, is secured, he may be produced before the Judicial Magistrate Court No.II, Alandur, under intimation to the petitioner.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

nsd
To

1.The Judicial Magistrate No.II,
Alandur.

2.The Assistant Commissioner of Police,
Neelankarai, Chennai.

3.The Commissioner of Police,
Commissioner Office,
Vepery, Egmore,
Chennai District.

4.The Inspector of Police,
J-8, Neelankarai Police Station,
Chennai District.

5.The Public Prosecutor,
Madras High Court,
Chennai - 600 104.

+1cc to Mr.S.Prem Raj Kumar , Advocate SR.No. 8406

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A.SK(10.03.2021)